

Ontario
Gov't P.





LEGISLATIVE ASSEMBLY OF ONTARIO

SECOND SESSION OF THE
TWENTY-SIXTH PARLIAMENT

122536

BILLS

AS INTRODUCED IN THE HOUSE

TOGETHER WITH

REPRINTS AND THIRD READINGS

SESSION

NOVEMBER 22nd to DECEMBER 16th, 1960

and

JANUARY 24th to MARCH 29th, 1961

122536

LEGISLATIVE ASSEMBLY
OF ONTARIO

TWENTY-NINTH PARLIAMENT

BILLS

AS INTRODUCED IN THE HOUSE

OF COMMONS

IN THE TWENTY-NINTH PARLIAMENT

SESSION

OF THE LEGISLATIVE ASSEMBLY

OF ONTARIO

INDEX

SECOND SESSION, TWENTY-SIXTH PARLIAMENT

November 22nd to December 16th, 1960

and

January 24th to March 29th, 1961

PUBLIC BILLS

A

Bill No.

Absentees Act—Act to amend.....	2
Admission of the Public and Representatives of the Press to Meetings of Bodies exercising Public Functions— Act to provide for the (Lapsed).....	41
Alcoholism Research Foundation Act, 1949—Act to amend.....	40
Algonquin Provincial Park—Act to extend the Boundaries of.....	18
Anti-Discrimination—See <i>Ontario</i> .	
Assessment Act—Act to amend.....	100

B

Bailiffs Act, 1960-61.....	39
Bills of Sale and Chattel Mortgages Act—Act to amend.....	30
Boilers and Pressure Vessels Act—Act to amend.....	65

C

Children's Mental Hospitals Act—Act to amend.....	102
Community Hospitals for the Care and Treatment of Persons suffering from Emotional or Psychiatric Disorders—Act to provide...	51
Conservation Authorities Act—Act to amend.....	83
Consolidated Revenue Fund—See <i>Ontario Loan Act</i> .	
Construction Hoists Act, 1960-61.....	25
Coroners Act—Act to amend.....	33
Corporations Act—Act to amend.....	37
—Act to amend.....	89
Corporations Tax Act—Act to amend.....	69
County Judges Act—Act to amend.....	31
Credit Unions Act—Act to amend.....	3

D

Dental Technicians Act—Act to amend.....	96
Department of Commerce and Development Act, 1960-61.....	21
Department of Economics Act—Act to amend.....	22

Department of the Provincial Secretary and Citizenship— Act to establish.....	23
Department of Travel and Publicity Act—Act to amend.....	68
Devolution of Estates Act—Act to amend.....	4

E

Election Act—Act to amend (Lapsed).....	104
Energy Act—Act to amend.....	52
Energy Board Act—See <i>Ontario</i> .	
Evidence Act—Act to amend.....	32
Execution Act—Act to amend.....	72
Executive Council Act—Act to amend.....	24

F

Factory, Shop and Office Building Act—Act to amend.....	66
Fair Accommodation Practices Act—Act to amend (Lapsed).....	15
—Act to amend (Lapsed).....	42
—Act to amend.....	61
Fair Employment Practices Act—Act to amend (Lapsed).....	12
Farm Products Marketing Act—Act to amend (Lapsed).....	97
Fire Marshals Act—Act to amend.....	5
Fluoridation of Public Water Supplies—Act to provide for (Lapsed).....	85
—Act respecting.....	98
Forest Fires Prevention Act—Act to amend.....	26

G

Game and Fisheries Act—Act to amend.....	58
--	----

H

Health Insurance—Act to provide for (Lapsed).....	20
Highway Improvement Act—Act to amend.....	44
Highway Traffic Act—Act to amend.....	84
Highway Transport Board—See <i>Ontario</i> .	
Hoists used during the Construction, Alteration, Maintenance or Demolition of Buildings, Structures and other Works—Act to provide for the Regulation, Inspection and Licensing of—See <i>Construction Hoists Act, 1960-61</i> .	
Homes for the Aged Act—Act to amend.....	71
Hotel Fire Safety Act—Act to amend.....	6
Hours of Work and Vacation with Pay Act—Act to amend (Lapsed).....	13
—Act to amend (Lapsed).....	86
Housing Development Act—Act to amend.....	82
Hypnosis by Unqualified Persons—Act to protect the Public from the Use of (<i>The Hypnosis Act, 1960-61</i>).....	27

Income Tax Agency Agreement—Act to authorize.....	108
Income Tax Act, 1960-61.....	109

J

Judicature Act—Act to amend.....	73
Juvenile and Family Courts Act—Act to amend.....	55

L

Labour Relations Act—Act to amend (Lapsed).....	14
Lakes and Rivers Improvement Act—Act to amend.....	49
Law Society Act—Act to amend.....	8
Legislative Assembly Act—Act to amend.....	17
Lightning Rods Act—Act to amend.....	7
Liquor Control Act—Act to amend.....	9
Loan Act—See <i>Ontario</i> .	
Loan and Trust Corporations Act—Act to amend.....	103
Local Improvement Act—Act to amend.....	63
Lord's Day (Ontario) Act, 1960-61.....	67
Lord's Day (Ontario) Act—Act to amend (Lapsed).....	46

M

Magistrates Act—Act to amend.....	56
Marriage Act—Act to amend.....	38
Master and Fellows of Massey College Act, 1960-61.....	115
Matrimonial Causes Act—Act to amend.....	117
Mental Health Foundation—See <i>Ontario</i> .	
Mental Hospitals Act—Act to amend.....	101
Milk Industry Act—Act to amend.....	113
Mortgages Act—Act to amend.....	10
Mortgage Brokers Registration Act—Act to amend.....	74
Municipal Act—Act to amend (Lapsed).....	47
—Act to amend (Motion for second reading lost).....	48
—Act to amend.....	88
Municipal Board Act—See <i>Ontario</i> .	
Municipal Unconditional Grants Act—Act to amend.....	90
Municipality of Metropolitan Toronto Act—Act to amend.....	110

N

Nursing Act—Act to amend.....	50
Northland Transportation Commission—See <i>Ontario</i> .	

O

Ontario Anti-Discrimination Commission Act—Act to amend.....	60
Ontario Energy Board Act—Act to amend.....	87
Ontario Highway Transport Board Act—Act to amend.....	114

O—Continued

Bill No.

Ontario Loan Act, 1960-61.....	121
Ontario Mental Health Foundation—Act to establish.....	34
Ontario Municipal Board Act—Act to amend.....	62
Ontario Northland Transportation Commission Act—Act to amend.....	28
Ontario-St. Lawrence Development Commission Act—Act to amend.....	81
Ontario Water Resources Commission Act—Act to amend.....	119
Ophthalmic Dispensers—Act respecting.....	111
Optometry Act—Act to amend.....	112

P

Petty Trespass Act—Act to amend.....	43
Pittsburgh Township Boundary Act, 1960-61.....	95
Planning Act—Act to amend.....	116
Police Act—Act to amend.....	75
Portable Pensions Act, 1960-61 (Lapsed).....	16
Power Commission Act—Act to amend (Motion for second reading lost).. —Act to amend.....	53 118
Provincial Parks Act—Act to amend.....	19
Public Health Act—Act to amend..... —Act to amend.....	64 99
Public Lands Act—Act to amend.....	59
Public Schools Act—Act to amend.....	92
Public Service Act—Act to amend.....	106
Public Service Superannuation Act—Act to amend.....	105
Public Utilities Act—Act to amend.....	91

R

Railway Fire Charge Act—Act to amend.....	36
Regulations Act—Act to amend.....	76
Regulations Revision Act, 1959—Act to amend.....	1
Research Foundation Act, 1944—Act to amend.....	29
Residential and Farm School Tax Assistance Grants to School Boards— Act to authorize the Payment of.....	120
Retail Sales—Act to impose a Tax on.....	107

S

Schools Administration Act—Act to amend.....	57
Secondary Schools and Boards of Education Act—Act to amend.....	93
Separate Schools Act—Act to amend.....	94
St. Lawrence—See <i>Ontario-St. Lawrence</i> .	
Succession Duty Act—Act to amend.....	54
Supply Act, 1960-61.....	122
Surveys Act—Act to amend.....	35

T

Teachers' Superannuation Act—Act to amend.....	80
Theatres Act—Act to amend.....	70
Trustee Act—Act to amend..... —Act to amend.....	11 77

Vendors and Purchasers Act—Act to amend.....	78
Vital Statistics Act—Act to amend.....	45

W

Wages Act—Act to amend.....	79
Water Resources Commission—See <i>Ontario</i> .	

PRIVATE BILLS

A

Arnprior, Town of—Act respecting.....	Pr14
---------------------------------------	------

B

Belleville, City of—Act respecting.....	Pr44
Burlington, Town of—Act respecting.....	Pr43

C

Calvert, Township of—Act respecting.....	Pr18
Capuchin Fathers of Ontario—Act to incorporate.....	Pr33
Chatham, City of—Act respecting.....	Pr36
Cochrane, Town of—Act respecting.....	Pr38

E

Eno-Scott & Bowne (Brazil) Limited—Act respecting.....	Pr11
--	------

H

Hamilton, City of—Act respecting.....	Pr37
---------------------------------------	------

L

Leaside, Town of—Act respecting.....	Pr29
London, City of—Act respecting.....	Pr19

M

Mattawa, Town of, Separate School Board Act, 1960-61 (Not reported by Committee on Private Bills).....	Pr41
Meadowvale Botanical Gardens—Act respecting.....	Pr13
Montreal Trust Company—Act respecting.....	Pr6

N

Bill No.

Niagara Falls, City of, and Township of Stamford—Act respecting	Pr2
North Bay College—Act respecting (Not reported by Committee on Private Bills)	Pr9
Northeastern University—Act respecting (Not reported by Committee on Private Bills)	Pr10

O

Ontario, County of—Act respecting	Pr31
Ontario Ladies' College—Act respecting	Pr45
Ottawa, City of—Act respecting	Pr28
Ottawa Civil Service Recreational Association—Act respecting	Pr1

P

Peele, Township of, Continuation School Act, 1960-61	Pr7
Peterborough, City of—Act respecting	Pr5
—Act respecting	Pr35
Pickering College—Act respecting	Pr23
Port Arthur, City of—Act respecting	Pr15
Port Arthur Y.M.-Y.W.C.A.—Act respecting	Pr8
Port Colborne, Town of, Separate School Board Act, 1960-61	Pr3

R

Renfrew Victoria Hospital—Act to incorporate	Pr21
Reuben Edwin Cleghorn Foundation—Act to establish	Pr20
Richmond Hill, Town of—Act respecting	Pr12
Royal Ottawa Sanatorium—Act respecting	Pr24

S

Sarnia, City of—Act respecting (Withdrawn)	Pr19
Sault Ste. Marie, City of—Act respecting (Withdrawn)	Pr16
Sault Ste. Marie, Public Utilities Commission of the City of—Act respecting (Withdrawn)	Pr25
Sault Ste. Marie, Board of Education for the City of—Act respecting (Withdrawn)	Pr26
Sault Ste. Marie, Young Men's Christian Association of—Act respecting	Pr27
Stamford Township—See <i>Niagara Falls</i>	
St. George's College—Act to incorporate	Pr4
Synod of Toronto and Kingston Glen Mhor Camp—Act respecting	Pr32

T

Thorneloe University—Act to incorporate	Pr34
Tilbury District High School—Act respecting	Pr46
Toronto, City of—Act respecting	Pr30

U

Bill No.

Université d'Ottawa—Act respecting	Pr42
University of Waterloo—Act respecting	Pr22

Y

Young Women's Christian Association of Canada—Act respecting	Pr40
--	------

BILL Pr1

2ND SESSION, 26TH LEGISLATURE, ONTARIO
9-10 ELIZABETH II, 1960-61

An Act respecting The Ottawa Civil Service Recreational Association

MR. HASKETT

(PRIVATE BILL)

BILL Pr1

1960-61

An Act respecting The Ottawa Civil Service Recreational Association

WHEREAS The Ottawa Civil Service Recreational Association, a corporation incorporated under *The Companies Act*, by its petition has represented that it is the lessee of certain lands, as set forth in Schedule A hereto, on which there is erected a building and certain facilities for the Dominion Civil Service employees in general, and more particularly the Dominion Civil Service employees in the City of Ottawa; and whereas the petitioner has prayed for special legislation to provide for exemption from taxation, by municipal by-law, for all purposes, except local improvements, those certain parts of that land and premises as set forth in Schedule B hereto; and whereas it is expedient to grant the prayer of the petition; Preamble

Therefore, Her Majesty, by and with the advice and consent of the Legislative Assembly of the Province of Ontario, enacts as follows:

1. Notwithstanding any special or general Act, The Corporation of the City of Ottawa may pass by-laws exempting from taxes, other than local improvement rates, those parts of the lands and premises leased by The Ottawa Civil Service Recreational Association, described in Schedule B hereto, provided such lands and premises are solely occupied by and used for the purposes of The Ottawa Civil Service Recreational Association, but not if otherwise occupied or used, and any such by-law may provide that it shall have effect from year to year unless repealed. Tax exemption authorized

2. This Act shall be deemed to have come into force on the 1st day of January, 1961. Commencement

3. This Act may be cited as *The Ottawa Civil Service Recreational Association Act, 1961*. Short title

SCHEDULE A

ALL AND SINGULAR that certain parcel or tract of land and premises situate, lying and being in the Township of Gloucester (now within the limits of the City of Ottawa) in the County of Carleton and the Province of Ontario and being composed of parts of Lots 19 and 20, Junction Gore of the said Township of Gloucester (now in Ottawa), and being more particularly described as follows:

PREMISING that the partition line, as described in Instrument No. 23936, and dividing that part of Lot 19, formerly owned by one, Hugh Braddish Billings, from that part of said Lot formerly owned by one, Charles M. Billings, has a bearing of north 84 degrees 22 minutes 53 seconds east, and relating all bearings herein thereto.

COMMENCING at the intersection of the division line between Lots 19 and 20, Junction Gore, with the north-easterly boundary of that part of Lot 19 described in Instrument No. 39625, the said last-mentioned part of Lot 19 being now the property of the Federal District Commission;

THENCE south 31 degrees 21 minutes east and following the south-easterly prolongation of the north-easterly boundary of that part of said Lot 19 described in said Instrument No. 39625, 111.21 feet more or less, to a point in a line drawn parallel with the division line between Lots 19 and 20, Junction Gore, at a distance of 100 feet measured southerly therefrom and at right angles thereto;

THENCE north 84 degrees 35 minutes 53 seconds east, and following the said parallel line, 790 feet more or less, to a point in a line drawn at right angles with the southerly boundary of said Lot 19 and passing through a point in the said division line between the north and south halves of said Lot 19, distant 250 feet measured westerly from the south-east angle of the lands described in Instrument No. 29128;

THENCE north 5 degrees 24 minutes 07 seconds west and at right angles to the southerly boundary of said Lot 19, 1290 feet more or less, to the south-easterly boundary of that part of Lot 19 described in Instrument No. 6495 and owned by the Federal District Commission;

THENCE south-westerly and following the south-easterly boundary of said Instrument No. 6495, 1312 feet more or less, to its intersection with the north-easterly boundary of that part of said Lot 19 described in Instrument No. 39625;

THENCE south 31 degrees 21 minutes east and following the north-easterly boundary of said Instrument No. 39625, 369 feet more or less, to the point of commencement.

SCHEDULE B

Room or Area Designation	Land	Assessment Building	Total
(1) <i>Ground Floor</i> —			
Main Lobby.....	\$ 130	\$ 5,833	\$ 5,963
Offices.....	156	6,826	6,982
Locker and Shower.....	245	10,760	11,005
Tote Basket.....	26	1,161	1,187
Mechanical Equipment.....	30	1,358	1,388
Attendants Office.....	6	266	272
Storage (includes Radio Lecture Room).....	30	1,335	1,365
Electrical substation.....	32	1,389	1,421
Corridors, Passageway and Janitors Room.....	750	33,477	34,227
	<u>\$ 1,405</u>	<u>\$ 62,405</u>	<u>\$ 63,810</u>
(2) <i>Second Floor</i> :			
Dark Room.....	\$ 32	\$ 1,409	\$ 1,441
Club Rooms.....	393	17,047	17,440
Social Rooms.....	255	11,067	11,322
Games Rooms.....	162	7,007	7,169
Lounge.....	271	11,745	12,016
Gymnasium and Pertinent Rooms.....	1,836	79,620	81,456
Board Room.....	133	5,748	5,881
Janitors Closet, Corridors, etc.	738	32,482	33,220
	<u>\$ 3,820</u>	<u>\$166,125</u>	<u>\$169,945</u>

Balance of land in excess of the 5 acres mentioned in paragraph two 25.3 acres assessed at \$45,500.00; therefore, the totals for Schedule "B"—Exemptable are:

Land	Buildings	Total
<u>\$ 1,405</u>	<u>\$ 62,405</u>	<u>\$ 63,810</u>
3,820	166,125	169,945
45,500	.....	45,500
<u>\$50,725</u>	<u>\$228,530</u>	<u>\$279,255</u>

An Act respecting The Ottawa Civil
Service Recreational Association

1st Reading

December 1st, 1960

2nd Reading

3rd Reading

MR. HASKETT

(*Private Bill*)

BILL Pr1

2ND SESSION, 26TH LEGISLATURE, ONTARIO
9-10 ELIZABETH II, 1960-61

An Act respecting The Ottawa Civil Service Recreational Association

MR. HASKETT

(Reprinted as amended by the Committee on Private Bills)

BILL Pr1

1960-61

An Act respecting The Ottawa Civil Service Recreational Association

WHEREAS The Ottawa Civil Service Recreational Association, a corporation incorporated under *The Companies Act*, by its petition has represented that it is the lessee of certain lands, as set forth in Schedule A hereto, on which there is erected a building and certain facilities for the Dominion Civil Service employees in general, and more particularly the Dominion Civil Service employees in the City of Ottawa; and whereas the petitioner has prayed for special legislation to provide for exemption from taxation, by municipal by-law, for all purposes, except local improvements, those certain parts of that land and premises as set forth in Schedule B hereto; and whereas it is expedient to grant the prayer of the petition;

Preamble

Therefore, Her Majesty, by and with the advice and consent of the Legislative Assembly of the Province of Ontario, enacts as follows:

1. Notwithstanding any special or general Act, The Corporation of the City of Ottawa may pass by-laws exempting from taxes, other than local improvement rates, those parts of the lands and premises leased by The Ottawa Civil Service Recreational Association, described in Schedule B hereto, provided such lands and premises are solely occupied by and used for the purposes of The Ottawa Civil Service Recreational Association, but not if otherwise occupied or used, and any such by-law may provide that it shall have effect from year to year unless repealed.

Tax exemption authorized

2. This Act shall be deemed to have come into force on the 1st day of January, 1961.

Commencement

3. This Act may be cited as *The Ottawa Civil Service Recreational Association Act, 1960-61*.

Short title

SCHEDULE A

ALL AND SINGULAR that certain parcel or tract of land and premises situate, lying and being in the Township of Gloucester (now within the limits of the City of Ottawa) in the County of Carleton and the Province of Ontario and being composed of parts of Lots 19 and 20, Junction Gore of the said Township of Gloucester (now in Ottawa), and being more particularly described as follows:

PREMISING that the partition line, as described in Instrument No. 23936, and dividing that part of Lot 19, formerly owned by one, Hugh Braddish Billings, from that part of said Lot formerly owned by one, Charles M. Billings, has a bearing of north 84 degrees 22 minutes 53 seconds east, and relating all bearings herein thereto.

COMMENCING at the intersection of the division line between Lots 19 and 20, Junction Gore, with the north-easterly boundary of that part of Lot 19 described in Instrument No. 39625, the said last-mentioned part of Lot 19 being now the property of the Federal District Commission;

THENCE south 31 degrees 21 minutes east and following the south-easterly prolongation of the north-easterly boundary of that part of said Lot 19 described in said Instrument No. 39625, 111.21 feet more or less, to a point in a line drawn parallel with the division line between Lots 19 and 20, Junction Gore, at a distance of 100 feet measured southerly therefrom and at right angles thereto;

THENCE north 84 degrees 35 minutes 53 seconds east, and following the said parallel line, 790 feet more or less, to a point in a line drawn at right angles with the southerly boundary of said Lot 19 and passing through a point in the said division line between the north and south halves of said Lot 19, distant 250 feet measured westerly from the south-east angle of the lands described in Instrument No. 29128;

THENCE north 5 degrees 24 minutes 07 seconds west and at right angles to the southerly boundary of said Lot 19, 1290 feet more or less, to the south-easterly boundary of that part of Lot 19 described in Instrument No. 6495 and owned by the Federal District Commission;

THENCE south-westerly and following the south-easterly boundary of said Instrument No. 6495, 1312 feet more or less, to its intersection with the north-easterly boundary of that part of said Lot 19 described in Instrument No. 39625;

THENCE south 31 degrees 21 minutes east and following the north-easterly boundary of said Instrument No. 39625, 369 feet more or less, to the point of commencement.

SCHEDULE B

Room or Area Designation	1959 Assessment		Total
	Land	Building	
(1) <i>Ground Floor—</i>			
Main Lobby	\$ 130	\$ 5,833	\$ 5,963
Offices	156	6,826	6,982
Locker and Shower	245	10,760	11,005
Tote Basket	26	1,161	1,187
Mechanical Equipment	30	1,358	1,388
Attendants Office	6	266	272
Storage (includes Radio Lecture Room)	30	1,335	1,365
Electrical substation	32	1,389	1,421
Corridors, Passageway and Janitors Room	750	33,477	34,227
	<u>\$ 1,405</u>	<u>\$ 62,405</u>	<u>\$ 63,810</u>
(2) <i>Second Floor:</i>			
Dark Room	\$ 32	\$ 1,409	\$ 1,441
Club Rooms	393	17,047	17,440
Social Rooms	255	11,067	11,322
Games Rooms	162	7,007	7,169
Lounge	271	11,745	12,016
Gymnasium and Pertinent Rooms	1,836	79,620	81,456
Board Room	133	5,748	5,881
Janitors Closet, Corridors, etc.	738	32,482	33,220
	<u>\$ 3,820</u>	<u>\$166,125</u>	<u>\$169,945</u>

Balance of land in excess of the 5 acres mentioned in paragraph two 25.3 acres assessed at \$45,500.00; therefore, the totals for Schedule "B"—Exemptable are:

Land	Buildings	Total
\$ 1,405	\$ 62,405	\$ 63,810
3,820	166,125	169,945
45,500	.....	45,500
<u>\$50,725</u>	<u>\$228,530</u>	<u>\$279,255</u>

BILL Pr1

1960-61

An Act respecting The Ottawa Civil Service Recreational Association

WHEREAS The Ottawa Civil Service Recreational Association, a corporation incorporated under *The Companies Act*, by its petition has represented that it is the lessee of certain lands, as set forth in Schedule A hereto, on which there is erected a building and certain facilities for the Dominion Civil Service employees in general, and more particularly the Dominion Civil Service employees in the City of Ottawa; and whereas the petitioner has prayed for special legislation to provide for exemption from taxation, by municipal by-law, for all purposes, except local improvements, those certain parts of that land and premises as set forth in Schedule B hereto; and whereas it is expedient to grant the prayer of the petition; Preamble

Therefore, Her Majesty, by and with the advice and consent of the Legislative Assembly of the Province of Ontario, enacts as follows:

1. Notwithstanding any special or general Act, The Corporation of the City of Ottawa may pass by-laws exempting from taxes, other than local improvement rates, those parts of the lands and premises leased by The Ottawa Civil Service Recreational Association, described in Schedule B hereto, provided such lands and premises are solely occupied by and used for the purposes of The Ottawa Civil Service Recreational Association, but not if otherwise occupied or used, and any such by-law may provide that it shall have effect from year to year unless repealed. Tax exemption authorized

2. This Act shall be deemed to have come into force on the 1st day of January, 1961. Commencement

3. This Act may be cited as *The Ottawa Civil Service Recreational Association Act, 1960-61*. Short title

SCHEDULE A

ALL AND SINGULAR that certain parcel or tract of land and premises situate, lying and being in the Township of Gloucester (now within the limits of the City of Ottawa) in the County of Carleton and the Province of Ontario and being composed of parts of Lots 19 and 20, Junction Gore of the said Township of Gloucester (now in Ottawa), and being more particularly described as follows:

PREMISING that the partition line, as described in Instrument No. 23936, and dividing that part of Lot 19, formerly owned by one, Hugh Braddish Billings, from that part of said Lot formerly owned by one, Charles M. Billings, has a bearing of north 84 degrees 22 minutes 53 seconds east, and relating all bearings herein thereto.

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SCHEDULE B

Room or Area Designation	1959 Assessment		
	Land	Building	Total
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Main Lobby.....	\$ 130	\$ 5,833	\$ 5,963
Offices.....	156	6,826	6,982
Locker and Shower.....	245	10,760	11,005
Tote Basket.....	26	1,161	1,187
Mechanical Equipment.....	30	1,358	1,388
Attendants Office.....	6	266	272
Storage (includes Radio Lecture Room).....	30	1,335	1,365
Electrical substation.....	32	1,389	1,421
Corridors, Passageway and Janitors Room.....	750	33,477	34,227
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<u>\$50,725</u>	<u>\$228,530</u>	<u>\$279,255</u>

An Act respecting The Ottawa Civil
Service Recreational Association

1st Reading

December 1st, 1960

2nd Reading

March 24th, 1961

3rd Reading

March 29th, 1961

MR. HASKETT

BILL Pr2

2ND SESSION, 26TH LEGISLATURE, ONTARIO
9-10 ELIZABETH II, 1960-61

An Act respecting the City of Niagara Falls and the Township of Stamford

MR. BUKATOR

(PRIVATE BILL)

BILL Pr2

1960-61

An Act respecting the City of Niagara Falls and the Township of Stamford

WHEREAS The Corporation of the City of Niagara Falls ^{Preamble} and The Corporation of the Township of Stamford by their petition have prayed for special legislation in respect of the matters hereinafter set forth; and whereas it is expedient to grant the prayer of the petition;

Therefore, Her Majesty, by and with the advice and consent of the Legislative Assembly of the Province of Ontario, enacts as follows:

1. In this Act,

Interpre-
tation

- (a) "City" means The Corporation of the City of Niagara Falls;
- (b) "Commission" means the Greater Niagara Transit Commission;
- (c) "system" means the public bus transportation system established under the authority of this Act;
- (d) "Township" means The Corporation of the Township of Stamford.

2.—(1) The councils of the City and the Township may, ^{Commission established} by by-law, establish a commission to establish, maintain, operate and extend a public bus transportation system, under the name "Greater Niagara Transit Commission", within the City of Niagara Falls and the Township of Stamford and, subject to the approval of the council of any adjoining municipality, within such adjoining municipality.

(2) The councils of the City and the Township are authorized to raise upon the debentures of the City and the Township ^{Debentures re first year} a sum not to exceed \$280,000 to acquire real or personal property for the use of the Commission in its first year of operation, which sum shall be raised and contributed in equal shares by each council.

Commission
members

3.—(1) The Commission is a body corporate and shall consist of six members, as follows:

1. The mayor of the City, during his term of office.
2. The reeve of the Township, during his term of office.
3. Two members appointed by the council of the City, who are ratepayers of the City, one of whom shall be appointed for a term of two years and the other for a term of one year, and thereafter each member shall be appointed for a term of two years.
4. Two members appointed by the council of the Township, who are ratepayers of the Township, one of whom shall be appointed for a term of two years and the other for a term of one year, and thereafter each member shall be appointed for a term of two years.

Chairman

(2) The members of the Commission shall, at the first meeting in each year, appoint one of their number to be chairman and one of their number to be vice-chairman, who shall hold office for a period of one year or until their successors are appointed.

Quorum

(3) Four members, of whom one shall be the mayor or reeve, constitute a quorum.

Remunera-
tion

(4) Each member of the Commission is entitled to receive as remuneration the sum of \$650 per annum or such other sum as may be fixed by resolution of the Commission with the consent of the councils of the City and the Township.

Eligibility
for re-
appointment

(5) A member of the Commission is eligible for re-appointment upon the expiration of his term of office, provided he is otherwise qualified.

Filling of
vacancies

(6) Where a vacancy occurs from any cause, the council that made the appointment of the member whose office is vacant shall appoint a member, who shall hold office for the remainder of the term of his predecessor.

Qualifica-
tions of
members

4.—(1) Every person is qualified to be appointed a member of the Commission who,

- (a) is a householder residing in the City or the Township or is rated on the last revised assessment roll of the City or the Township for land held in his own right for an amount sufficient to entitle him to be

entered on the voters' list in either municipality and resides in or within five miles of either municipality;

(b) is entered on the last revised voters' list and is qualified to vote at municipal elections;

(c) is a British subject;

(d) is of the full age of twenty-one years; and

(e) is not disqualified under this Act.

(2) The rating for land shall be in respect of a freehold or leasehold legal or equitable, or partly of each. ^{Rating for land}

(3) In this section, "householder" means a person who occupies and is assessed as owner or tenant of a dwelling or apartment house or part of a dwelling or apartment house separately occupied as a dwelling. ^{Interpretation}

5.—(1) The following are not eligible to be appointed a member of the Commission or entitled to sit or vote therein and, where any member becomes so disqualified, his seat shall forthwith be deemed vacant: ^{Disqualification of members}

1. A member of the council of the City or of the Township, other than the mayor and reeve, during his term of office or, in the event that for any reason he ceases to be a member of such council, during the unexpired term for which he was elected.

2. An assessment commissioner, an assessor, a collector of taxes, a treasurer or a clerk or any other officer, employee or servant of the City or the Township.

3. Notwithstanding subsection 6 of section 56 of *The Municipal Act*, a person, other than the heads of the councils, who is an appointed or elected member of a board, commission or other body to which the construction, management or control of a public utility belonging to the City or the Township is entrusted under *The Public Utilities Act*, *The Power Commission Act* or any special Act. ^{R.S.O. 1950, cc. 243, 320, 281}

4. A person who either himself or by or with or through another is counsel or solicitor in the prosecution of any claim, action or proceeding against the City, Township or Commission, or in opposing or defending any claim, action or proceeding by the City, Township or Commission.

5. A person having himself or by or with or through another an interest in any contract with the City or Township or with the Commission or person acting for the City, Township or Commission, or in any contract for the supply of goods or materials to a contractor for work for which the City, Township or Commission pays or is liable directly or indirectly to pay, or that is subject to the control or supervision of the council of the City or Township or of the Commission, or of any officer thereof, or who has an unsatisfied claim for such goods or materials.
6. A person who either himself or by or with or through another has any claim, action or proceeding against the City, Township or Commission.
7. A person who is an undischarged bankrupt or insolvent within the meaning of any bankruptcy or insolvency Act in force in Ontario.
8. A person whose taxes in respect of an assessment for business at the time of the appointment are overdue or unpaid.

Application
of
shareholder

(2) This section does not apply to a person by reason only of his being a shareholder in an incorporated company having dealings with or a contract with either the City, the Township or the Commission.

Powers of
Commission

6. The Commission has power,

- (a) by purchase or otherwise, to acquire and hold land in its own name for the purposes of the system;
- (b) to acquire, purchase or lease any real or personal property required for the establishment, operation, maintenance or extension of the system;
- (c) subject to *The Highway Traffic Act* and *The Public Vehicles Act*, to transport and convey passengers throughout Ontario, whether by chartered trip or otherwise;
- (d) to make regulations with respect to the operation and control of the system;
- (e) to fix transportation fares or tolls, provided that no increase or decrease in the initial fares and tolls shall be effective until they have first been approved by the councils of the City and the Township;

R.S.O. 1950,
cc. 167, 322

- (f) to enter into an agreement with the approval of the City and the Township with any adjoining municipality, within or without Ontario, with respect to terms upon which public bus transportation shall be furnished by the Commission to, from, or within, such municipality;
- (g) to appoint such officers and hire such employees as the Commission deems advisable for the operation and control of the system;
- (h) to invest any reserve funds of the Commission in authorized trustee investments.

7. The rights conferred on the councils of the City and the Township and on the Commission by this Act to maintain and operate buses for the conveyance of passengers within the City of Niagara Falls and the Township of Stamford are exclusive as against all other persons, but do not affect any licence granted under *The Public Vehicles Act* or under by-laws of the Township or by-laws of the police commission of the City. Exclusive rights
R.S.O. 1950,
c. 322

8. The Commission may sue and be sued in its own name, and all claims, suits, accounts and demands arising from or relating to the operation, management or control of the system or from the exercise of any of the powers of the Commission shall be made upon and brought against the Commission and not upon or against the City or the Township. Claims

9. The Commission shall at all times cause to be insured all real and personal property of the Commission, and such insurance shall include public liability and indemnity insurance in connection with all phases of the operation of the Commission, except only such items of liability as may be covered by *The Workmen's Compensation Act*. Insurance
R.S.O. 1950,
c. 430

10. The Commission shall, so far as possible, fix transportation fares and tolls and establish such fare zones so that the revenue of the Commission shall be sufficient to make all transportation facilities under its control and management self-sustaining, after providing for such maintenance, renewals, depreciation, debt charges and reserves as it thinks proper. Fares and tolls

11. The fiscal year of the Commission is the calendar year and the accounts of the Commission shall be audited, at the expense of the Commission, by a public accountant, and the Commission shall, by the 15th day of February in each year, deliver to the councils of the City and the Township a complete audited and certified financial report, including a balance Audit

sheet of assets and liabilities and a statement of revenue and expenditures, showing the operating profit or loss for the preceding calendar year and, if such statement shows an operating deficit, showing the amount of the net operating deficit after applying any profit from previous years' operations in reduction thereof.

Operating
deficits

12. The Commission shall, before the 15th day of February in each year, submit to the councils of the City and the Township an estimate of any moneys required to pay any net operating deficit of the system during the preceding calendar year, and each council shall include one-half of the same in its estimates for the year and levy and collect therefor, and shall pay over to the Commission the amount of one-half of any such net operating deficit, as shown by the auditor's statement, for such calendar year.

Costs of
improve-
ments

13.—(1) The Commission shall not undertake the purchase of land, equipment or any extension or improvement of the system, the cost or any part of the cost of which is to be or may be provided for by the City or the Township, unless an estimate of the expenditure required is first submitted to the councils of the City and the Township, and such expenditure is approved by both councils.

Levy of
costs

(2) The councils of the City and the Township may approve any such expenditure and cause the same to be raised by levy or by the issue and sale of debentures.

Application
to mainten-
ance costs

(3) Subsection 1 does not apply to expenditures for the maintenance or renewal of existing equipment, provided that such expenditures are properly chargeable to the operating expenses of the year in which they are made and provided also that such expenditures are not to be met by the issue and sale of debentures.

Debenture
payments
out of
revenues

14. The Commission shall provide for and pay over to the City and the Township in equal proportions, but only out of the net revenues of the system, such amounts as may be required to pay and retire principal and interest charges on any debentures issued by the City or the Township with respect to the acquisition, extension or improvement of the system.

Assent of
electors

15. It is not necessary to obtain the assent of the electors, or any class thereof, to any by-law passed by the City or by the Township under this Act, including any by-law passed to authorize the issue of debentures for the purposes of the system, but every such by-law requires the approval of the Ontario Municipal Board.

16. The Commission may, with the consent of the councils ^{Temporary borrowing} of the City and the Township, borrow by way of temporary loans from any chartered bank to meet the expenses of the system.

17. This Act shall be deemed to have come into force on ^{Commence-} the 1st day of September, 1960. _{ment}

18. This Act may be cited as *The Greater Niagara Transit* ^{Short title} *Commission Act, 1960-61.*

An Act respecting the City of Niagara Falls
and the Township of Stamford

1st Reading

2nd ¹Reading

3rd Reading

MR. BUKATOR

(*Private Bill*)

BILL Pr2

2ND SESSION, 26TH LEGISLATURE, ONTARIO
9-10 ELIZABETH II, 1960-61

An Act respecting the City of Niagara Falls and the Township of Stamford

MR. BUKATOR

(Reprinted as amended by the Committee on Private Bills)

BILL Pr2

1960-61

An Act respecting the City of Niagara Falls and the Township of Stamford

WHEREAS The Corporation of the City of Niagara Falls ^{Preamble} and The Corporation of the Township of Stamford by their petition have prayed for special legislation in respect of the matters hereinafter set forth; and whereas it is expedient to grant the prayer of the petition;

Therefore, Her Majesty, by and with the advice and consent of the Legislative Assembly of the Province of Ontario, enacts as follows:

1. In this Act,

Interpre-
tation

- (a) "City" means The Corporation of the City of Niagara Falls;
- (b) "Commission" means the Greater Niagara Transit Commission;
- (c) "system" means the public bus transportation system established under the authority of this Act;
- (d) "Township" means The Corporation of the Township of Stamford.

2.—(1) The councils of the City and the Township may, ^{Commission established} by by-law, establish a commission to establish, maintain, operate and extend a public bus transportation system, under the name "Greater Niagara Transit Commission", within the City of Niagara Falls and the Township of Stamford and, subject to the approval of the council of any adjoining municipality, within such adjoining municipality.

(2) The councils of the City and the Township are author- ^{Debentures re first year} ized to raise upon the debentures of the City and the Township a sum not to exceed \$280,000 to acquire real or personal property for the use of the Commission in its first year of operation, which sum shall be raised and contributed in equal shares by each council.

**Commission
members**

3.—(1) The Commission is a body corporate and shall consist of six members, as follows:

1. The mayor of the City, during his term of office.
2. The reeve of the Township, during his term of office.
3. Two members appointed by the council of the City, one of whom shall be appointed for a term of two years and the other for a term of one year, and thereafter each member shall be appointed for a term of two years.
4. Two members appointed by the council of the Township, one of whom shall be appointed for a term of two years and the other for a term of one year, and thereafter each member shall be appointed for a term of two years.

Chairman

(2) The members of the Commission shall, at the first meeting in each year, appoint one of their number to be chairman and one of their number to be vice-chairman, who shall hold office for a period of one year or until their successors are appointed.

Quorum

(3) Four members, of whom one shall be the mayor or reeve, constitute a quorum.

**Remunera-
tion**

(4) Each member of the Commission is entitled to receive as remuneration the sum of \$650 per annum or such other sum as may be fixed by resolution of the Commission with the consent of the councils of the City and the Township.

**Eligibility
for re-
appointment**

(5) A member of the Commission is eligible for re-appointment upon the expiration of his term of office, provided he is otherwise qualified.

**Filling of
vacancies**

(6) Where a vacancy occurs from any cause, the council that made the appointment of the member whose office is vacant shall appoint a member, who shall hold office for the remainder of the term of his predecessor.

**Qualifica-
tions of
members**

4.—(1) Every person is qualified to be appointed a member of the Commission who,

- (a) is a householder residing in the City or the Township or is rated on the last revised assessment roll of the City or the Township for land held in his own right for an amount sufficient to entitle him to be

entered on the voters' list in either municipality and resides in or within five miles of either municipality;

(b) is entered on the last revised voters' list and is qualified to vote at municipal elections;

(c) is a British subject;

(d) is of the full age of twenty-one years; and

(e) is not disqualified under this Act.

(2) The rating for land shall be in respect of a freehold or leasehold legal or equitable, or partly of each. Rating for land

(3) In this section, "householder" means a person who occupies and is assessed as owner or tenant of a dwelling or apartment house or part of a dwelling or apartment house separately occupied as a dwelling. Interpretation

5.—(1) The following are not eligible to be appointed a member of the Commission or entitled to sit or vote therein and, where any member becomes so disqualified, his seat shall forthwith be deemed vacant: Disqualification of members

1. A member of the council of the City or of the Township, other than the mayor and reeve, during his term of office or, in the event that for any reason he ceases to be a member of such council, during the unexpired term for which he was elected.
2. An assessment commissioner, an assessor, a collector of taxes, a treasurer or a clerk or any other officer, employee or servant of the City or the Township.
3. Notwithstanding subsection 6 of section 35 of *The Municipal Act*, a person, other than the heads of the councils, who is an appointed or elected member of a board, commission or other body to which the construction, management or control of a public utility belonging to the City or the Township is entrusted under *The Public Utilities Act*, *The Power Commission Act* or any special Act. R.S.O. 1960, c. 249
R.S.O. 1960, c. 335, 300
4. A person who either himself or by or with or through another is counsel or solicitor in the prosecution of any claim, action or proceeding against the City, Township or Commission, or in opposing or defending any claim, action or proceeding by the City, Township or Commission.

5. A person having himself or by or with or through another an interest in any contract with the City or Township or with the Commission or person acting for the City, Township or Commission, or in any contract for the supply of goods or materials to a contractor for work for which the City, Township or Commission pays or is liable directly or indirectly to pay, or that is subject to the control or supervision of the council of the City or Township or of the Commission, or of any officer thereof, or who has an unsatisfied claim for such goods or materials.
6. A person who either himself or by or with or through another has any claim, action or proceeding against the City, Township or Commission.
7. A person who is an undischarged bankrupt or insolvent within the meaning of any bankruptcy or insolvency Act in force in Ontario.
8. A person whose taxes at the time of the appointment are overdue or unpaid.

Application
of
shareholder

(2) This section does not apply to a person by reason only of his being a shareholder in an incorporated company having dealings with or a contract with either the City, the Township or the Commission.

Powers of
Commission

6. The Commission has power,

- (a) by purchase or otherwise, to acquire and hold land in its own name for the purposes of the system;
- (b) to acquire, purchase or lease any real or personal property required for the establishment, operation, maintenance or extension of the system;
- (c) subject to *The Highway Traffic Act* and *The Public Vehicles Act*, to transport and convey passengers throughout Ontario, whether by chartered trip or otherwise;
- (d) to make regulations with respect to the operation and control of the system;
- (e) subject to *The Public Vehicles Act*, to fix transportation fares or tolls, provided that no increase or decrease in the initial fares and tolls shall be effective until it has first been approved by the councils of the City and the Township;

R.S.O. 1960,
cc. 172, 337

- (f) to enter into an agreement with the approval of the City and the Township with any adjoining municipality, within or without Ontario, with respect to terms upon which public bus transportation shall be furnished by the Commission to, from, or within, such municipality;
- (g) to appoint such officers and hire such employees as the Commission deems advisable for the operation and control of the system;
- (h) to invest any reserve funds of the Commission in authorized trustee investments.

7. The rights conferred on the councils of the City and the Township and on the Commission by this Act to maintain and operate buses for the conveyance of passengers within the City of Niagara Falls and the Township of Stamford are exclusive as against all other persons, but do not affect any licence granted under *The Public Vehicles Act* or under by-laws of the Township or by-laws of the police commission of the City. Exclusive rights
R.S.O. 1960,
c. 337

8. The Commission may sue and be sued in its own name, and all claims, suits, accounts and demands arising from or relating to the operation, management or control of the system or from the exercise of any of the powers of the Commission shall be made upon and brought against the Commission and not upon or against the City or the Township. Claims

9. The Commission shall at all times cause to be insured all real and personal property of the Commission, and such insurance shall include public liability and indemnity insurance in connection with all phases of the operation of the Commission, except only such items of liability as may be covered by *The Workmen's Compensation Act*. Insurance
R.S.O. 1960,
c. 437

10. The Commission shall, so far as possible, fix transportation fares and tolls and establish such fare zones so that the revenue of the Commission shall be sufficient to make all transportation facilities under its control and management self-sustaining, after providing for such maintenance, renewals, depreciation, debt charges and reserves as it thinks proper. Fares and tolls

11. The fiscal year of the Commission is the calendar year and the accounts of the Commission shall be audited, at the expense of the Commission, by a public accountant, and the Commission shall, by the 15th day of February in each year, deliver to the councils of the City and the Township a complete audited and certified financial report, including a balance sheet Audit

of assets and liabilities and a statement of revenue and expenditures and surplus or deficit.

**Operating
deficits**

12. The Commission shall, before the 15th day of February in each year, submit to the councils of the City and the Township a statement or an estimate of any moneys required to pay any estimated deficit of the system as at the end of the preceding calendar year, and each council shall include one-half of the same in its estimates for the year and shall pay over to the Commission on or before the 1st day of April of the same year the amount of one-half of any such net operating deficit, as shown by the auditor's statement, for such calendar year.

**Costs of
improve-
ments**

13.—(1) The Commission shall not undertake the purchase of land, equipment or any extension or improvement of the system, the cost or any part of the cost of which is to be or may be provided for by the City or the Township, unless an estimate of the expenditure required is first submitted to the councils of the City and the Township, and such expenditure is approved by both councils.

**Levy of
costs**

(2) The councils of the City and the Township may approve any such expenditure and cause the same to be raised by levy or by the issue and sale of debentures.

**Application
to mainten-
ance costs**

(3) Subsection 1 does not apply to expenditures for the maintenance or renewal of existing equipment, provided that such expenditures are properly chargeable to the operating expenses of the year in which they are made and provided also that such expenditures are not to be met by the issue and sale of debentures.

**Debenture
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revenues**

14. The Commission shall provide for and pay over to the City and the Township in equal proportions, but only out of the net revenues of the system, such amounts as may be required to pay and retire principal and interest charges on any debentures issued by the City or the Township with respect to the acquisition, extension or improvement of the system.

**Assent of
electors**

15. It is not necessary to obtain the assent of the electors, or any class thereof, to any by-law passed by the City or by the Township under this Act, including any by-law passed to authorize the issue of debentures for the purposes of the system, but every such by-law requires the approval of the Ontario Municipal Board.

**Temporary
borrowing**

16. The Commission may, with the consent of the councils of the City and the Township, borrow by way of temporary loans from any chartered bank to meet the expenses of the system.

17. This Act shall be deemed to have come into force on ^{Commence-}the 1st day of September, 1960._{ment}

18. This Act may be cited as *The Greater Niagara Transit* ^{Short title}
Commission Act, 1960-61.

An Act respecting the City of Niagara Falls
and the Township of Stamford

1st Reading

December 12th, 1960

2nd Reading

3rd ~~1~~ Reading

MR. BUKATOR

*(Reprinted as amended by the
Committee on Private Bills)*

BILL Pr2

2ND SESSION, 26TH LEGISLATURE, ONTARIO
9-10 ELIZABETH II, 1960-61

An Act respecting the City of Niagara Falls and the Township of Stamford

MR. BUKATOR

BILL Pr2

1960-61

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Qualifica-
tions of
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entered on the voters' list in either municipality and resides in or within five miles of either municipality;

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(2) The rating for land shall be in respect of a freehold or leasehold legal or equitable, or partly of each. ^{Rating for land}

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4. A person who either himself or by or with or through another is counsel or solicitor in the prosecution of any claim, action or proceeding against the City, Township or Commission, or in opposing or defending any claim, action or proceeding by the City, Township or Commission. ^{R.S.O. 1960, cc. 335, 300}

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6. A person who either himself or by or with or through another has any claim, action or proceeding against the City, Township or Commission.
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8. A person whose taxes at the time of the appointment are overdue or unpaid.

Application
of
shareholder

(2) This section does not apply to a person by reason only of his being a shareholder in an incorporated company having dealings with or a contract with either the City, the Township or the Commission.

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- (c) subject to *The Highway Traffic Act* and *The Public Vehicles Act*, to transport and convey passengers throughout Ontario, whether by chartered trip or otherwise;
- (d) to make regulations with respect to the operation and control of the system;
- (e) subject to *The Public Vehicles Act*, to fix transportation fares or tolls, provided that no increase or decrease in the initial fares and tolls shall be effective until it has first been approved by the councils of the City and the Township;

R.S.O. 1960,
cc. 172, 337

- (f) to enter into an agreement with the approval of the City and the Township with any adjoining municipality, within or without Ontario, with respect to terms upon which public bus transportation shall be furnished by the Commission to, from, or within, such municipality;
- (g) to appoint such officers and hire such employees as the Commission deems advisable for the operation and control of the system;
- (h) to invest any reserve funds of the Commission in authorized trustee investments.

7. The rights conferred on the councils of the City and the Township and on the Commission by this Act to maintain and operate buses for the conveyance of passengers within the City of Niagara Falls and the Township of Stamford are exclusive as against all other persons, but do not affect any licence granted under *The Public Vehicles Act* or under by-laws of the Township or by-laws of the police commission of the City. Exclusive rights
R.S.O. 1960,
c. 337

8. The Commission may sue and be sued in its own name, and all claims, suits, accounts and demands arising from or relating to the operation, management or control of the system or from the exercise of any of the powers of the Commission shall be made upon and brought against the Commission and not upon or against the City or the Township. Claims

9. The Commission shall at all times cause to be insured all real and personal property of the Commission, and such insurance shall include public liability and indemnity insurance in connection with all phases of the operation of the Commission, except only such items of liability as may be covered by *The Workmen's Compensation Act*. Insurance
R.S.O. 1960,
c. 437

10. The Commission shall, so far as possible, fix transportation fares and tolls and establish such fare zones so that the revenue of the Commission shall be sufficient to make all transportation facilities under its control and management self-sustaining, after providing for such maintenance, renewals, depreciation, debt charges and reserves as it thinks proper. Fares and tolls

11. The fiscal year of the Commission is the calendar year and the accounts of the Commission shall be audited, at the expense of the Commission, by a public accountant, and the Commission shall, by the 15th day of February in each year, deliver to the councils of the City and the Township a complete audited and certified financial report, including a balance sheet Audit

of assets and liabilities and a statement of revenue and expenditures and surplus or deficit.

**Operating
deficits**

12. The Commission shall, before the 15th day of February in each year, submit to the councils of the City and the Township a statement or an estimate of any moneys required to pay any estimated deficit of the system as at the end of the preceding calendar year, and each council shall include one-half of the same in its estimates for the year and shall pay over to the Commission on or before the 1st day of April of the same year the amount of one-half of any such net operating deficit, as shown by the auditor's statement, for such calendar year.

**Costs of
improvements**

13.—(1) The Commission shall not undertake the purchase of land, equipment or any extension or improvement of the system, the cost or any part of the cost of which is to be or may be provided for by the City or the Township, unless an estimate of the expenditure required is first submitted to the councils of the City and the Township, and such expenditure is approved by both councils.

**Levy of
costs**

(2) The councils of the City and the Township may approve any such expenditure and cause the same to be raised by levy or by the issue and sale of debentures.

**Application
to maintenance costs**

(3) Subsection 1 does not apply to expenditures for the maintenance or renewal of existing equipment, provided that such expenditures are properly chargeable to the operating expenses of the year in which they are made and provided also that such expenditures are not to be met by the issue and sale of debentures.

**Debenture
payments
out of
revenues**

14. The Commission shall provide for and pay over to the City and the Township in equal proportions, but only out of the net revenues of the system, such amounts as may be required to pay and retire principal and interest charges on any debentures issued by the City or the Township with respect to the acquisition, extension or improvement of the system.

**Assent of
electors**

15. It is not necessary to obtain the assent of the electors, or any class thereof, to any by-law passed by the City or by the Township under this Act, including any by-law passed to authorize the issue of debentures for the purposes of the system, but every such by-law requires the approval of the Ontario Municipal Board.

**Temporary
borrowing**

16. The Commission may, with the consent of the councils of the City and the Township, borrow by way of temporary loans from any chartered bank to meet the expenses of the system.

17. This Act shall be deemed to have come into force on Commence-
the 1st day of September, 1960. ment

18. This Act may be cited as *The Greater Niagara Transit Short title*
Commission Act, 1960-61.

An Act respecting the City of Niagara Falls
and the Township of Stamford

1st Reading

December 12th, 1960

2nd Reading

February 6th, 1961

3rd Reading

February 13th, 1961

MR. BUKATOR

BILL Pr3

2ND SESSION, 26TH LEGISLATURE, ONTARIO
9-10 ELIZABETH II, 1960-61

An Act respecting The Board of Trustees of the Roman Catholic Separate Schools for the Town of Port Colborne

MR. MORNINGSTAR

(PRIVATE BILL)

BILL Pr3

1960-61

**An Act respecting The Board of Trustees of
the Roman Catholic Separate Schools for the
Town of Port Colborne**

WHEREAS The Board of Trustees of the Roman Catholic Separate Schools for the Town of Port Colborne, herein called the Board, by its petition has represented that it has incurred a floating debt of \$115,000, which has arisen by the accumulation of deficits over the last five years, and, while the Board proposes to endeavour to reduce its annual expenditure so that it may conform to its annual receipts, that to pay off such indebtedness forthwith, in addition to meeting the current annual expenses, would be unduly burdensome on the separate school supporters of the Town of Port Colborne; and whereas the petitioner has prayed that the floating debt may be consolidated and that the Board may be authorized to borrow money by the issue of debentures to pay off the floating debt; and whereas it is expedient to grant the prayer of the petition; Preamble

Therefore, Her Majesty, by and with the advice and consent of the Legislative Assembly of the Province of Ontario, enacts as follows:

1. The floating debt of the Board is consolidated at the sum of \$115,000 and the Board may borrow by a special issue of debentures a sum not exceeding \$115,000 for the purpose of paying the floating debt. Debt consolidated

2. The debentures shall be in sums of not less than \$100 each, shall be made payable in not more than twenty years from the date of issue thereof, shall bear interest at a rate not exceeding 7 per cent per annum, may be issued with or without coupons attached thereto for interest, and shall be payable at such place or places as the Board may deem expedient. Debentures

3. The debentures shall be payable in equal annual instalments of principal and interest in such manner and in such Idem

amounts that the amount payable for principal and interest in any year shall be equal as nearly as may be to the amount that is payable for principal and interest during each of the other years of the period within which the floating debt is to be discharged.

Levy

4. The Board shall levy and collect in each year during the period within which the floating debt is payable, in addition to all other rates, a special rate sufficient to produce and pay the annual instalments of principal and interest falling due on the debentures, in the same manner and from the like persons and property by, from, upon or out of which other separate school rates may be levied and collected.

Application
of moneys
from sale of
debentures

5. The debentures and all moneys arising from the sale thereof shall be applied in payment of the floating debt and for no other purpose.

Assent of
electors
unnecessary
R.S.O. 1950,
cc. 243, 356

6. It is not necessary to obtain the assent of the electors to any by-laws passed under the authority of this Act or to observe the formalities in relation thereto prescribed by *The Municipal Act* or *The Separate Schools Act*.

Application
of R.S.O.
1950, c. 262

7. Sections 61, 67 and 68 of *The Ontario Municipal Board Act* do not apply in respect of debentures issued under a by-law passed under this Act.

Irregularities
in form of
debentures,
etc.

8. No irregularity in the form of the debentures or any of them, or of any by-law authorizing the issue thereof, shall render the same invalid or illegal or be allowed as a defence to any action brought against the Board for the recovery of the debentures or interest or any part thereof, and the purchaser or holder thereof is not bound to inquire as to the necessity of passing such by-law or issuing debentures or as to the application of the proceeds thereof.

Commence-
ment

9. This Act comes into force on the day it receives Royal Assent.

Short title

10. This Act may be cited as *The Town of Port Colborne Separate School Board Act, 1960-61*.

An Act respecting The Board of Trustees of
the Roman Catholic Separate Schools for
the Town of Port Colborne

1st Reading

December 1st, 1960

2nd Reading

3rd Reading

MR. MORNINGSTAR

(Private Bill)

BILL Pr3

2ND SESSION, 26TH LEGISLATURE, ONTARIO
9-10 ELIZABETH II, 1960-61

An Act respecting The Board of Trustees of the Roman Catholic Separate Schools for the Town of Port Colborne

MR. MORNINGSTAR

(Reprinted as amended by the Committee on Private Bills)

BILL Pr3

1960-61

An Act respecting The Board of Trustees of the Roman Catholic Separate Schools for the Town of Port Colborne

WHEREAS The Board of Trustees of the Roman Catholic Separate Schools for the Town of Port Colborne, herein called the Board, by its petition has represented that it has incurred a floating debt of \$115,000, which has arisen by the accumulation of deficits over the last five years, and, while the Board proposes to endeavour to reduce its annual expenditure so that it may conform to its annual receipts, that to pay off such indebtedness forthwith, in addition to meeting the current annual expenses, would be unduly burdensome on the separate school supporters of the Town of Port Colborne; and whereas the petitioner has prayed that the floating debt may be consolidated and that the Board may be authorized to borrow money by the issue of debentures to pay off the floating debt; and whereas it is expedient to grant the prayer of the petition; Preamble

Therefore, Her Majesty, by and with the advice and consent of the Legislative Assembly of the Province of Ontario, enacts as follows:

1. The floating debt of the Board is consolidated at the sum of \$115,000 and the Board may borrow by a special issue of debentures a sum not exceeding \$115,000 for the purpose of paying the floating debt. Debt consolidated

2. The debentures shall be in sums of not less than \$100 each, shall be made payable in not more than twenty years from the date of issue thereof, shall bear interest at a rate not exceeding 7 per cent per annum, may be issued with or without coupons attached thereto for interest, and shall be payable at such place or places as the Board may deem expedient. Debentures

3. The debentures shall be payable in equal annual instalments of principal and interest in such manner and in such

amounts that the amount payable for principal and interest in any year shall be equal as nearly as may be to the amount that is payable for principal and interest during each of the other years of the period within which the floating debt is to be discharged.

Levy

4. The Board shall levy and collect in each year during the period within which the floating debt is payable, in addition to all other rates, a special rate sufficient to produce and pay the annual instalments of principal and interest falling due on the debentures, in the same manner and from the like persons and property by, from, upon or out of which other separate school rates may be levied and collected.

Application
of moneys
from sale of
debentures

5. The debentures and all moneys arising from the sale thereof shall be applied in payment of the floating debt and for no other purpose.

Assent of
electors
unnecessary
R.S.O. 1960,
cc. 249, 368

6. It is not necessary to obtain the assent of the electors to any by-laws passed under the authority of this Act or to observe the formalities in relation thereto prescribed by *The Municipal Act* or *The Separate Schools Act*.

Application
of R.S.O.
1960, c. 274

7. Sections 58, 64 and 65 of *The Ontario Municipal Board Act* do not apply in respect of debentures issued under a by-law passed under this Act.

Irregularities
in form of
debentures,
etc.

8. No irregularity in the form of the debentures or any of them, or of any by-law authorizing the issue thereof, shall render the same invalid or illegal or be allowed as a defence to any action brought against the Board for the recovery of the debentures or interest or any part thereof, and the purchaser or holder thereof is not bound to inquire as to the necessity of passing such by-law or issuing debentures or as to the application of the proceeds thereof.

Commence-
ment

9. This Act comes into force on the day it receives Royal Assent.

Short title

10. This Act may be cited as *The Town of Port Colborne Separate School Board Act, 1960-61*.

An Act respecting The Board of Trustees of
the Roman Catholic Separate Schools for
the Town of Port Colborne

1st Reading

December 1st, 1960

2nd Reading

3rd Reading

MR. MORNINGSTAR

(Reprinted as amended by the
Committee on Private Bills)

BILL Pr3

2ND SESSION, 26TH LEGISLATURE, ONTARIO
9-10 ELIZABETH II, 1960-61

An Act respecting The Board of Trustees of the Roman Catholic Separate Schools for the Town of Port Colborne

MR. MORNINGSTAR

BILL Pr3

1960-61

An Act respecting The Board of Trustees of the Roman Catholic Separate Schools for the Town of Port Colborne

WHEREAS The Board of Trustees of the Roman Catholic Separate Schools for the Town of Port Colborne, herein called the Board, by its petition has represented that it has incurred a floating debt of \$115,000, which has arisen by the accumulation of deficits over the last five years, and, while the Board proposes to endeavour to reduce its annual expenditure so that it may conform to its annual receipts, that to pay off such indebtedness forthwith, in addition to meeting the current annual expenses, would be unduly burdensome on the separate school supporters of the Town of Port Colborne; and whereas the petitioner has prayed that the floating debt may be consolidated and that the Board may be authorized to borrow money by the issue of debentures to pay off the floating debt; and whereas it is expedient to grant the prayer of the petition; Preamble

Therefore, Her Majesty, by and with the advice and consent of the Legislative Assembly of the Province of Ontario, enacts as follows:

1. The floating debt of the Board is consolidated at the sum of \$115,000 and the Board may borrow by a special issue of debentures a sum not exceeding \$115,000 for the purpose of paying the floating debt. Debt consolidated

2. The debentures shall be in sums of not less than \$100 each, shall be made payable in not more than twenty years from the date of issue thereof, shall bear interest at a rate not exceeding 7 per cent per annum, may be issued with or without coupons attached thereto for interest, and shall be payable at such place or places as the Board may deem expedient. Debentures

3. The debentures shall be payable in equal annual instalments of principal and interest in such manner and in such Idem

amounts that the amount payable for principal and interest in any year shall be equal as nearly as may be to the amount that is payable for principal and interest during each of the other years of the period within which the floating debt is to be discharged.

Levy

4. The Board shall levy and collect in each year during the period within which the floating debt is payable, in addition to all other rates, a special rate sufficient to produce and pay the annual instalments of principal and interest falling due on the debentures, in the same manner and from the like persons and property by, from, upon or out of which other separate school rates may be levied and collected.

Application
of moneys
from sale of
debentures

5. The debentures and all moneys arising from the sale thereof shall be applied in payment of the floating debt and for no other purpose.

Assent of
electors
unnecessary
R.S.O. 1960,
cc. 249, 368

6. It is not necessary to obtain the assent of the electors to any by-laws passed under the authority of this Act or to observe the formalities in relation thereto prescribed by *The Municipal Act* or *The Separate Schools Act*.

Application
of R.S.O.
1960, c. 274

7. Sections 58, 64 and 65 of *The Ontario Municipal Board Act* do not apply in respect of debentures issued under a by-law passed under this Act.

Irregularities
in form of
debentures,
etc.

8. No irregularity in the form of the debentures or any of them, or of any by-law authorizing the issue thereof, shall render the same invalid or illegal or be allowed as a defence to any action brought against the Board for the recovery of the debentures or interest or any part thereof, and the purchaser or holder thereof is not bound to inquire as to the necessity of passing such by-law or issuing debentures or as to the application of the proceeds thereof.

Commence-
ment

9. This Act comes into force on the day it receives Royal Assent.

Short title

10. This Act may be cited as *The Town of Port Colborne Separate School Board Act, 1960-61*.

An Act respecting The Board of Trustees of
the Roman Catholic Separate Schools for
the Town of Port Colborne

1st Reading

December 1st, 1960

2nd Reading

January 31st, 1961

3rd Reading

February 9th, 1961

MR. MORNINGSTAR

BILL Pr4

2ND SESSION, 26TH LEGISLATURE, ONTARIO
9-10 ELIZABETH II, 1960-61

An Act to incorporate St. George's College

MR. COWLING

(PRIVATE BILL)

BILL Pr4

1960-61

An Act to incorporate St. George's College

WHEREAS John St. Clair Wheeler, Alfred H. Cowling, ^{Preamble} John L. Bradley, John Cook, George Tweedie, Homer Marion and James T. Skells by their petition have represented that it is desirable to incorporate a residential boys school with the purpose of providing an education on the elementary and secondary level, based upon the teaching and environment of the Anglican Church, and in compliance with the academic and scholastic requirements of the Department of Education of Ontario, and that the purposes for which a college is to be formed will be promoted by an Act of Incorporation; and whereas the petitioners have prayed for special legislation for such purposes; and whereas it is expedient to grant the prayer of the petition;

Therefore, Her Majesty, by and with the advice and consent of the Legislative Assembly of the Province of Ontario, enacts as follows:

1. John St. Clair Wheeler, Alfred H. Cowling, John L. ^{College} Bradley, John Cook, George Tweedie, Homer Marion and ^{incorporated} James T. Skells, and such other persons as may be elected or appointed as members of the Board of Governors of the College, and their successors, are hereby constituted a body politic and corporate with perpetual succession and a common seal under the name of "The Corporation of St. George's College", herein called the College.

2. The Primate of Canada shall be the Visitor of the ^{Visitor} College.

3. There shall be a Board of Governors of the College, ^{Board of} which shall consist of the persons named in section 1, who ^{Governors} shall hold office until their successors are elected or appointed, and such other persons as may be elected or appointed in such manner and for such term as may be provided in the by-laws of the College.

Management
of College

4. The Board of Governors has the control, management and government of the College and has power to make by-laws, rules and regulations not contrary to law or the provisions of this Act,

- (a) for the working and management of the College;
- (b) determining the number of members of the Board that shall constitute a quorum;
- (c) respecting the election or appointment of members of the Board; and
- (d) regulating all matters pertaining to meetings of the Board.

Borrowing
powers

5. The College may, if authorized by by-law of the Board of Governors,

- (a) borrow money on its credit in such amount, on such terms and from such persons, firms or corporations, including chartered banks, as may be determined by the Board of Governors;
- (b) make, draw and endorse promissory notes or bills of exchange;
- (c) mortgage, hypothecate, pledge or charge any part or all of the property of the College to secure any money so borrowed or the fulfilment of the obligations incurred by it under any promissory note or bill of exchange signed, made, drawn or endorsed by it;
- (d) issue bonds, debentures and obligations on such terms and conditions as the Board of Governors may determine, and pledge or sell such bonds, debentures and obligations for such sums and at such prices as the Board of Governors may determine, and mortgage, charge, hypothecate or pledge all or any part of the property of the College to secure any such bonds, debentures and obligations.

Real and
personal
property
R.S.O. 1950,
c. 184

6. The College has, in addition to the powers, rights and privileges mentioned in section 27 of *The Interpretation Act*, power to purchase or otherwise acquire, take or receive by gift, bequest or devise and to hold and enjoy any estate or property whatsoever, whether real or personal, and to sell, grant, convey, mortgage, hypothecate, pledge, charge, lease or otherwise dispose of the same or any part thereof from time

to time as the occasion may require, and to acquire other estate or property, in addition thereto or in place thereof, without licence in mortmain and without limitation as to the period of holding.

7. The funds of the College not immediately required for its purposes and the proceeds of all property that come into the College, subject to any trusts affecting the same, may be invested and re-invested in such investments as to the Board of Governors shall seem meet, and all property and revenue of the College shall be applied for the attainment of the objects for which the College is constituted and to the payment of expenses incurred for objects legitimately connected with or depending on the purposes aforesaid. ^{Investment powers}

8. All property, real or personal, belonging to or hereafter belonging to the College, and all property heretofore or hereafter granted, conveyed, devised or bequeathed to any person or persons in trust for or for the benefit of the College or of any faculty, school or department thereof or otherwise in connection therewith, subject to any trust or trusts affecting the same, shall be vested in the College. ^{Property vested in Board}

9. Nothing herein contained has the effect or shall be construed to have the effect of rendering all or any of the members or officers of the College, or any person whatsoever, individually liable or accountable for or by reason of any debt, contract or security incurred or entered into for or by reason of the College or for or on account or in respect of any matter or thing whatsoever relating to the College. ^{Liability of members and officers of College}

10. The College shall, whenever required by the Lieutenant Governor, make a return of its property, real and personal, and of its annual receipts and expenditures, with such details and information as the Lieutenant Governor may require. ^{Return}

11. This Act comes into force on the day it receives Royal Assent. ^{Commencement}

12. This Act may be cited as *The St. George's College Act*, 1960-61. ^{Short title}

An Act to incorporate St. George's College

1st Reading

December 1st, 1960

2nd Reading

3rd Reading

MR. COWLING

(*Private Bill*)

BILL Pr4

2ND SESSION, 26TH LEGISLATURE, ONTARIO
9-10 ELIZABETH II, 1960-61

An Act to incorporate St. George's College

MR. COWLING

BILL Pr4

1960-61

An Act to incorporate St. George's College

WHEREAS John St. Clair Wheeler, Alfred H. Cowling, Preamble
 John L. Bradley, John Cook, George Tweedie, Homer
 Marion and James T. Skells by their petition have represented
 that it is desirable to incorporate a residential boys school
 with the purpose of providing an education on the elementary
 and secondary level, based upon the teaching and environment
 of the Anglican Church, and in compliance with the academic
 and scholastic requirements of the Department of Education
 of Ontario, and that the purposes for which a college is to be
 formed will be promoted by an Act of Incorporation; and
 whereas the petitioners have prayed for special legislation
 for such purposes; and whereas it is expedient to grant the
 prayer of the petition;

Therefore, Her Majesty, by and with the advice and consent
 of the Legislative Assembly of the Province of Ontario, enacts
 as follows:

1. John St. Clair Wheeler, Alfred H. Cowling, John L. College
 Bradley, John Cook, George Tweedie, Homer Marion and incorporated
 James T. Skells, and such other persons as may be elected or
 appointed as members of the Board of Governors of the College,
 and their successors, are hereby constituted a body politic
 and corporate with perpetual succession and a common seal
 under the name of "The Corporation of St. George's College",
 herein called the College.

2. The Primate of Canada shall be the Visitor of the Visitor
 College.

3. There shall be a Board of Governors of the College, Board of
 which shall consist of the persons named in section 1, who Governors
 shall hold office until their successors are elected or appointed,
 and such other persons as may be elected or appointed in
 such manner and for such term as may be provided in the
 by-laws of the College.

Management
of College

4. The Board of Governors has the control, management and government of the College and has power to make by-laws, rules and regulations not contrary to law or the provisions of this Act,

- (a) for the working and management of the College;
- (b) determining the number of members of the Board that shall constitute a quorum;
- (c) respecting the election or appointment of members of the Board; and
- (d) regulating all matters pertaining to meetings of the Board.

Borrowing
powers

5. The College may, if authorized by by-law of the Board of Governors,

- (a) borrow money on its credit in such amount, on such terms and from such persons, firms or corporations, including chartered banks, as may be determined by the Board of Governors;
- (b) make, draw and endorse promissory notes or bills of exchange;
- (c) mortgage, hypothecate, pledge or charge any part or all of the property of the College to secure any money so borrowed or the fulfilment of the obligations incurred by it under any promissory note or bill of exchange signed, made, drawn or endorsed by it;
- (d) issue bonds, debentures and obligations on such terms and conditions as the Board of Governors may determine, and pledge or sell such bonds, debentures and obligations for such sums and at such prices as the Board of Governors may determine, and mortgage, charge, hypothecate or pledge all or any part of the property of the College to secure any such bonds, debentures and obligations.

Real and
personal
property
R.S.O. 1960,
c. 191

6. The College has, in addition to the powers, rights and privileges mentioned in section 26 of *The Interpretation Act*, power to purchase or otherwise acquire, take or receive by gift, bequest or devise and to hold and enjoy any estate or property whatsoever, whether real or personal, and to sell, grant, convey, mortgage, hypothecate, pledge, charge, lease or otherwise dispose of the same or any part thereof from time

to time as the occasion may require, and to acquire other estate or property, in addition thereto or in place thereof, without licence in mortmain and without limitation as to the period of holding.

7. The funds of the College not immediately required for its purposes and the proceeds of all property that come into the College, subject to any trusts affecting the same, may be invested and re-invested in such investments as to the Board of Governors shall seem meet, and all property and revenue of the College shall be applied for the attainment of the objects for which the College is constituted and to the payment of expenses incurred for objects legitimately connected with or depending on the purposes aforesaid. ^{Investment powers}

8. All property, real or personal, belonging to or hereafter belonging to the College, and all property heretofore or hereafter granted, conveyed, devised or bequeathed to any person or persons in trust for or for the benefit of the College or of any faculty, school or department thereof or otherwise in connection therewith, subject to any trust or trusts affecting the same, shall be vested in the College. ^{Property vested in Board}

9. Nothing herein contained has the effect or shall be construed to have the effect of rendering all or any of the members or officers of the College, or any person whatsoever, individually liable or accountable for or by reason of any debt, contract or security incurred or entered into for or by reason of the College or for or on account or in respect of any matter or thing whatsoever relating to the College. ^{Liability of members and officers of College}

10. The College shall, whenever required by the Lieutenant Governor, make a return of its property, real and personal, and of its annual receipts and expenditures, with such details and information as the Lieutenant Governor may require. ^{Return}

11. This Act comes into force on the day it receives Royal Assent. ^{Commencement}

12. This Act may be cited as *The St. George's College Act*, ^{Short title} 1960-61.

An Act to incorporate St. George's College

1st Reading

December 1st, 1960

2nd Reading

January 25th, 1961

3rd Reading

January 31st, 1961

MR. COWLING

BILL Pr5

2ND SESSION, 26TH LEGISLATURE, ONTARIO
9-10 ELIZABETH II, 1960-61

An Act respecting the City of Peterborough

MR. BROWN

(PRIVATE BILL)

BILL Pr5

1960-61

An Act respecting the City of Peterborough

WHEREAS The Corporation of the City of Peterborough ^{Preamble} by its petition has prayed for special legislation in respect of the matters hereinafter set forth; and whereas it is expedient to grant the prayer of the petition;

Therefore, Her Majesty, by and with the advice and consent of the Legislative Assembly of the Province of Ontario, enacts as follows:

1. For the year 1962 and thereafter, the Peterborough ^{Peter-}Utilities Commission shall consist of five members, of whom ^{borough} the head of the council of The Corporation of the City of ^{Utilities} Peterborough shall be one *ex officio* and the remaining four ^{Commission,} shall be elected at the same time and place and in the same ^{composition} manner as the head of the council, and, subject to section 2, the elected members shall hold office for two years and until their successors are elected and the new commission is organized.

2.—(1) The present members of the Peterborough Utilities ^{Present} Commission holding office for terms that do not expire at ^{members} the end of the year 1961 may continue to hold office for the expiration of the terms for which they were elected.

(2) At the municipal elections to be held in the year 1961, ^{Election} two members of the Commission shall be elected for a term of ¹⁹⁶¹ two years.

(3) At the municipal elections to be held in the year 1962, ^{Election} one member of the Commission shall be elected for a term of ¹⁹⁶² one year.

(4) At the municipal elections to be held in the year 1963, ^{Election} four members of the Commission shall be elected, of whom ¹⁹⁶³ the two elected who receive the highest number of votes shall hold office for a term of two years and the other two elected shall hold office for a term of one year.

Election
1964 and
thereafter

(5) At the municipal elections to be held in the year 1964 and in each year thereafter, two members of the Commission shall be elected for a term of two years.

Commence-
ment

3. This Act comes into force on the day it receives Royal Assent.

Short title

4. This Act may be cited as *The City of Peterborough Act, 1960-61*.

An Act respecting
the City of Peterborough

1st Reading

2nd Reading

3rd Reading

MR. BROWN

(Private Bill)

BILL Pr5

**2ND SESSION, 26TH LEGISLATURE, ONTARIO
9-10 ELIZABETH II, 1960-61**

An Act respecting the City of Peterborough

MR. BROWN

BILL Pr5

1960-61

An Act respecting the City of Peterborough

WHEREAS The Corporation of the City of Peterborough ^{Preamble} by its petition has prayed for special legislation in respect of the matters hereinafter set forth; and whereas it is expedient to grant the prayer of the petition;

Therefore, Her Majesty, by and with the advice and consent of the Legislative Assembly of the Province of Ontario, enacts as follows:

1. For the year 1962 and thereafter, the Peterborough ^{Peterborough} Utilities Commission shall consist of five members, of whom ^{Utilities} the head of the council of The Corporation of the City of ^{Commission,} Peterborough shall be one *ex officio* and the remaining four shall be elected at the same time and place and in the same manner as the head of the council, and, subject to section 2, the elected members shall hold office for two years and until their successors are elected and the new commission is organized.

2.—(1) The present members of the Peterborough Utilities ^{Present} Commission holding office for terms that do not expire at ^{members} the end of the year 1961 may continue to hold office for the expiration of the terms for which they were elected.

(2) At the municipal elections to be held in the year 1961, ^{Election} two members of the Commission shall be elected for a term of ¹⁹⁶¹ two years.

(3) At the municipal elections to be held in the year 1962, ^{Election} one member of the Commission shall be elected for a term of ¹⁹⁶² one year.

(4) At the municipal elections to be held in the year 1963, ^{Election} four members of the Commission shall be elected, of whom ¹⁹⁶³ the two elected who receive the highest number of votes shall hold office for a term of two years and the other two elected shall hold office for a term of one year.

Election
1964 and
thereafter

(5) At the municipal elections to be held in the year 1964 and in each year thereafter, two members of the Commission shall be elected for a term of two years.

Commence-
ment

3. This Act comes into force on the day it receives Royal Assent.

Short title

4. This Act may be cited as *The City of Peterborough Act, 1960-61*.

An Act respecting
the City of Peterborough

1st Reading

December 12th, 1960

2nd Reading

February 6th, 1961

3rd Reading

February 13th, 1961

MR. BROWN

BILL Pr6

2ND SESSION, 26TH LEGISLATURE, ONTARIO
9-10 ELIZABETH II, 1960-61

An Act respecting Montreal Trust Company

MR. LAWRENCE

(PRIVATE BILL)

BILL Pr6

1960-61

An Act respecting Montreal Trust Company

WHEREAS Montreal Trust Company, herein called the Preamble Company, by its petition has represented that it was incorporated under the name of "Montreal Safe Deposit Company" by *An Act to incorporate the Montreal Safe Deposit Company*, herein called the Act of Incorporation, being chapter 72 of the Statutes of Quebec, 1889; that the Act of Incorporation was amended by chapter 75 of the Statutes of Quebec, 1890, chapter 78 of the Statutes of Quebec, 1892, chapter 70 of the Statutes of Quebec, 1895 (which amendment provided, among other things, for the name of the Company to be changed to "Montreal Trust and Deposit Company"), chapter 77 of the Statutes of Quebec, 1900, chapter 115 of the Statutes of Quebec, 1909 (which amendment provided, among other things, for the name of the Company to be changed to "Montreal Trust Company"), chapter 139 of the Statutes of Quebec, 1930, and chapter 121 of the Statutes of Quebec, 1934; that by an order in council, approved by the Lieutenant Governor of Ontario on the 6th day of July, 1909, the Company was licensed to carry on certain of its business in Ontario as and from the 11th day of March, 1909, with the powers and subject to the conditions and limitations mentioned and set forth in the report of the Provincial Secretary of Ontario, dated the 9th day of March, 1909, referred to in the order in council; that the Company was registered on the Trust Companies Register kept pursuant to *The Loan and Trust Corporations Act*, being chapter 205 of the Revised Statutes of Ontario, 1897, on the 21st day of January, 1913, and has continued to be so registered under that Act and successor Acts to this date; that the Company's present authorized capital is \$2,500,000, divided into 500,000 shares of the par value of \$5 each of which 406,575 shares have been allotted and issued and are paid in full in the sum of \$2,032,875; and that the Company has given security to the Province of Ontario in the sum of \$250,000 and has filed with the Registrar appointed under *The Loan and Trust Corporations Act* a power of attorney as required by section 116 of that Act; and whereas the powers granted to the Company by the order in council dated the 6th day of July, 1909,

R.S.O. 1950,
c. 214

exceed the powers set out in *The Loan and Trust Corporations Act*, and the Company has prayed for special legislation defining its authority and powers as an extra-provincial trust corporation to transact the business of a trust company in Ontario; and whereas it is expedient to grant the prayer of the petition;

Therefore, Her Majesty, by and with the advice and consent of the Legislative Assembly of the Province of Ontario, enacts as follows:

Registration
under
R.S.O. 1950,
c. 214

1. The admissibility of the Company to registry under *The Loan and Trust Corporations Act* is hereby confirmed and, while so registered, the Company is authorized and empowered to carry on in Ontario the business of a trust company and to exercise all or such of the powers of a trust company set forth in that Act that are within the capacity of the Company.

Further
security

2. The Lieutenant Governor in Council may, at any time or from time to time by notice in writing to the manager of the chief agency of the Company in Ontario, require an increase in or authorize a decrease or change in the amount of the security now given or that may hereafter be given by the Company to the Province of Ontario, and, if the Company fails to furnish increased security within two months after receipt of notice requiring it to furnish the same, then and thereupon the Company, *ipso facto*, becomes disentitled to carry on further business in Ontario until increased security is furnished.

Chief
agency in
Ontario

3. The chief agency of the Company for Ontario shall be in the City of Toronto and the Company shall keep at such chief agency a manager who, as well as all other officers at the chief agency or in Ontario, is, in respect of all business transacted by the Company in Ontario, absolutely subject to the control of the courts of Ontario as fully as if the head office of the Company were in Ontario, and as if the Company were wholly managed and controlled in Ontario.

Investments

4. All investments, comprising trust assets under administration by the Company in Ontario, shall, subject to the provisions, if any, contained in the deed, will or other applicable instrument of trust and subject to the direction, if any, of the Supreme Court or of any judge thereof, be trust securities in which trustees are, by the laws of Ontario, authorized to invest trust funds and shall be held and retained at all times at one or other of the Company's agencies in Ontario, subject to the control and direction of the manager of the Company's chief agency in Ontario and of the courts of Ontario.

5. In respect of all business relating to property and civil rights or provincial objects in Ontario, the Company is limited to the powers mentioned in *The Loan and Trust Corporations Act* and is subject to the general provisions of that Act and to the general public law of Ontario relating to trust companies and trusts. ^{Extent of powers R.S.O. 1950, c. 214}

6. Moneys, properties and securities received or held by the Company upon trust for or as agent of any person or corporation are not liable for the debts or obligations of the Company. ^{Trust property}

7. In the case of the appointment of the Company to any trust or office by any court or judge in Ontario, such court or judge may at any time and from time to time require the Company to render an account of its administration of the particular trust or office to which the Company has been so appointed, and a judge of the Supreme Court may also at any time and from time to time appoint a suitable person to investigate the affairs and management of the Company, and as to the security offered to those by or for whom its engagements are held, and such person shall make a report to the court or judge and the costs and expenses of the investigation shall be borne as ordered by the court or judge. ^{Jurisdiction of courts and judges in Ontario}

8. Nothing in this Act shall be deemed to authorize the Company to carry on business in Ontario unless it is registered as required by *The Loan and Trust Corporations Act*. ^{Proviso}

9. This Act comes into force on the day it receives Royal Assent. ^{Commencement}

10. This Act may be cited as *The Montreal Trust Company Act, 1960-61*. ^{Short title}

An Act respecting
Montreal Trust Company

1st Reading

2nd Reading

3rd Reading

MR. LAWRENCE

(*Private Bill*)

BILL Pr6

2ND SESSION, 26TH LEGISLATURE, ONTARIO
9-10 ELIZABETH II, 1960-61

An Act respecting Montreal Trust Company

MR. LAWRENCE

BILL Pr6

1960-61

An Act respecting Montreal Trust Company

WHEREAS Montreal Trust Company, herein called the Preamble Company, by its petition has represented that it was incorporated under the name of "Montreal Safe Deposit Company" by *An Act to incorporate the Montreal Safe Deposit Company*, herein called the Act of Incorporation, being chapter 72 of the Statutes of Quebec, 1889; that the Act of Incorporation was amended by chapter 75 of the Statutes of Quebec, 1890, chapter 78 of the Statutes of Quebec, 1892, chapter 70 of the Statutes of Quebec, 1895 (which amendment provided, among other things, for the name of the Company to be changed to "Montreal Trust and Deposit Company"), chapter 77 of the Statutes of Quebec, 1900, chapter 115 of the Statutes of Quebec, 1909 (which amendment provided, among other things, for the name of the Company to be changed to "Montreal Trust Company"), chapter 139 of the Statutes of Quebec, 1930, and chapter 121 of the Statutes of Quebec, 1934; that by an order in council, approved by the Lieutenant Governor of Ontario on the 6th day of July, 1909, the Company was licensed to carry on certain of its business in Ontario as and from the 11th day of March, 1909, with the powers and subject to the conditions and limitations mentioned and set forth in the report of the Provincial Secretary of Ontario, dated the 9th day of March, 1909, referred to in the order in council; that the Company was registered on the Trust Companies Register kept pursuant to *The Loan and Trust Corporations Act*, being chapter 205 of the Revised Statutes of Ontario, 1897, on the 21st day of January, 1913, and has continued to be so registered under that Act and successor Acts to this date; that the Company's present authorized capital is \$2,500,000, divided into 500,000 shares of the par value of \$5 each of which 406,575 shares have been allotted and issued and are paid in full in the sum of \$2,032,875; and that the Company has given security to the Province of Ontario in the sum of \$250,000 and has filed with the Registrar appointed under *The Loan and Trust Corporations Act* a power of attorney as required by section 120 of that Act; and whereas the powers granted to the Company by the order in council dated the 6th day of July, 1909,

R.S.O. 1960,
c. 222

exceed the powers set out in *The Loan and Trust Corporations Act*, and the Company has prayed for special legislation defining its authority and powers as an extra-provincial trust corporation to transact the business of a trust company in Ontario; and whereas it is expedient to grant the prayer of the petition;

Therefore, Her Majesty, by and with the advice and consent of the Legislative Assembly of the Province of Ontario, enacts as follows:

Registration
under
R.S.O. 1960,
c. 222

1. The admissibility of the Company to registry under *The Loan and Trust Corporations Act* is hereby confirmed and, while so registered, the Company is authorized and empowered to carry on in Ontario the business of a trust company and to exercise all or such of the powers of a trust company set forth in that Act that are within the capacity of the Company.

Further
security

2. The Lieutenant Governor in Council may, at any time or from time to time by notice in writing to the manager of the chief agency of the Company in Ontario, require an increase in or authorize a decrease or change in the amount of the security now given or that may hereafter be given by the Company to the Province of Ontario, and, if the Company fails to furnish increased security within two months after receipt of notice requiring it to furnish the same, then and thereupon the Company, *ipso facto*, becomes disentitled to carry on further business in Ontario until increased security is furnished.

Chief
agency in
Ontario

3. The chief agency of the Company for Ontario shall be in the City of Toronto and the Company shall keep at such chief agency a manager who, as well as all other officers at the chief agency or in Ontario, is, in respect of all business transacted by the Company in Ontario, absolutely subject to the control of the courts of Ontario as fully as if the head office of the Company were in Ontario, and as if the Company were wholly managed and controlled in Ontario.

Investments

4. All investments, comprising trust assets under administration by the Company in Ontario, shall, subject to the provisions, if any, contained in the deed, will or other applicable instrument of trust and subject to the direction, if any, of the Supreme Court or of any judge thereof, be trust securities in which trustees are, by the laws of Ontario, authorized to invest trust funds and shall be held and retained at all times at one or other of the Company's agencies in Ontario, subject to the control and direction of the manager of the Company's chief agency in Ontario and of the courts of Ontario.

5. In respect of all business relating to property and civil rights or provincial objects in Ontario, the Company is limited to the powers mentioned in *The Loan and Trust Corporations Act* and is subject to the general provisions of that Act and to the general public law of Ontario relating to trust companies and trusts. ^{Extent of powers R.S.O. 1960, c. 222}

6. Moneys, properties and securities received or held by the Company upon trust for or as agent of any person or corporation are not liable for the debts or obligations of the Company. ^{Trust property}

7. In the case of the appointment of the Company to any trust or office by any court or judge in Ontario, such court or judge may at any time and from time to time require the Company to render an account of its administration of the particular trust or office to which the Company has been so appointed, and a judge of the Supreme Court may also at any time and from time to time appoint a suitable person to investigate the affairs and management of the Company, and as to the security offered to those by or for whom its engagements are held, and such person shall make a report to the court or judge and the costs and expenses of the investigation shall be borne as ordered by the court or judge. ^{Jurisdiction of courts and judges in Ontario}

8. Nothing in this Act shall be deemed to authorize the Company to carry on business in Ontario unless it is registered as required by *The Loan and Trust Corporations Act*. ^{Proviso}

9. This Act comes into force on the day it receives Royal Assent. ^{Commencement}

10. This Act may be cited as *The Montreal Trust Company Act, 1960-61*. ^{Short title}

An Act respecting
Montreal Trust Company

1st Reading

December 1st, 1960

2nd Reading

December 12th, 1960

3rd Reading

January 25th, 1961

MR. LAWRENCE

BILL Pr7

2ND SESSION, 26TH LEGISLATURE, ONTARIO
9-10 ELIZABETH II, 1960-61

**An Act respecting
The Board of Trustees of the Continuation
School of the Township of Pelee**

MR. PARRY

(PRIVATE BILL)

BILL Pr7

1960-61

**An Act respecting
The Board of Trustees of the Continuation
School of the Township of Pelee**

WHEREAS The Board of Trustees of the Continuation Preamble
School of the Township of Pelee by its petition has
represented that it is desirable that it be authorized to operate
and maintain a continuation school in the Township of Pelee
of one room with a staff of one full-time teacher for its pupils
of grades 9 and 10 and to pay the cost of transportation and
the cost of board and lodging or part or all of either or both
of these for its pupils of grades 11, 12 and 13 who attend
a secondary school, as defined in *The Secondary Schools and* 1954, c. 87
Boards of Education Act, 1954, outside the Township of Pelee
and that it be authorized, in the event the continuation school
maintained in the Township of Pelee is dissolved, to pay the
cost of transportation and the cost of board and lodging or
part or all of either or both of these for the pupils of grades
9 and 10 who attend a secondary school, as defined in *The*
Secondary Schools and Boards of Education Act, 1954, outside
the Township of Pelee and has prayed for special legislation
to effect such purpose; and whereas it is expedient to grant
the prayer of the petition;

Therefore, Her Majesty, by and with the advice and consent
of the Legislative Assembly of the Province of Ontario, enacts
as follows:

1. The Board of Trustees of the Continuation School of Powers of Board
the Township of Pelee may,

- (a) operate and maintain a continuation school of one
room with a staff of one full-time teacher for its
pupils of grades 9 and 10;
- (b) pay the cost of transportation and the cost of board
and lodging or part or all of either or both the cost
of transportation and the cost of board and lodging
of its pupils in grades 11, 12 and 13 who attend

1954, c. 87

a secondary school, as defined in *The Secondary Schools and Boards of Education Act, 1954*, outside the Township of Pelee;

- (c) in the event the continuation school of the Township of Pelee is dissolved, pay the cost of transportation and the cost of board and lodging or part or all of either or both the cost of transportation and the cost of board and lodging of its pupils in grades 9 and 10 who attend a secondary school, as defined in *The Secondary Schools and Boards of Education Act, 1954*, outside the Township of Pelee.

Commence-
ment

2. This Act shall be deemed to have come into force on the 1st day of September, 1958.

Short title

3. This Act may be cited as *The Township of Pelee Continuation School Act, 1960-61*.

An Act respecting The Board of Trustees
of the Continuation School of the
Township of Pelee

1st Reading

2nd Reading

3rd Reading

MR. PARRY

(Private Bill)

BILL Pr7

2ND SESSION, 26TH LEGISLATURE, ONTARIO
9-10 ELIZABETH II, 1960-61

An Act respecting The Board of Trustees of the Continuation School of the Township of Pelee

MR. PARRY

(Reprinted as amended by the Committee on Private Bills)

BILL Pr7

1960-61

**An Act respecting
The Board of Trustees of the Continuation
School of the Township of Pelee**

WHEREAS The Board of Trustees of the Continuation Preamble
School of the Township of Pelee by its petition has
represented that it is desirable that it be authorized to operate
and maintain a continuation school in the Township of Pelee
of one room with a staff of one full-time teacher for its pupils
of grades 9 and 10 and to pay the cost of transportation and
an amount not exceeding two-thirds of the cost of board and
lodging for its pupils of grades 11, 12 and 13 who attend a
secondary school, as defined in *The Secondary Schools and* R.S.O. 1960,
c. 362
Boards of Education Act, outside the Township of Pelee and
that it be authorized, in the event the continuation school
maintained in the Township of Pelee is dissolved, to pay the
cost of transportation and to pay an amount not exceeding
two-thirds of the cost of board and lodging for its pupils of
grades 9 and 10 who attend a secondary school, as defined in
The Secondary Schools and Boards of Education Act, outside
the Township; and whereas the petitioner has prayed for
special legislation to effect such purposes; and whereas it is
expedient to grant the prayer of the petition;

Therefore, Her Majesty, by and with the advice and consent
of the Legislative Assembly of the Province of Ontario, enacts
as follows:

1. The Board of Trustees of the Continuation School of Powers of
Board
the Township of Pelee may,

- (a) operate and maintain a continuation school of one
room with a staff of one full-time teacher for its
pupils of grades 9 and 10;
- (b) pay the cost of transportation and pay an amount
not exceeding two-thirds of the cost of board and
lodging for its pupils of grades 11, 12 and 13 who
attend a secondary school, as defined in *The Sec-
ondary Schools and Boards of Education Act*, outside the
Township of Pelee;

- (c) in the event the continuation school of the Township of Pelee is dissolved with the assent of the rate-payers, pay the cost of transportation and pay an amount not exceeding two-thirds of the cost of board and lodging for its pupils in grades 9 and 10 who attend a secondary school, as defined in *The Secondary Schools and Boards of Education Act*, outside the Township of Pelee.

R.S.O. 1960,
c. 362

Validation
of payments
for the
cost of
board and
lodging
heretofore
made

2. All payments heretofore made by The Board of Trustees of the Continuation School of the Township of Pelee for the cost of board and lodging for its pupils in grades 11, 12 and 13 who have heretofore attended a secondary school, as defined in *The Secondary Schools and Boards of Education Act*, outside the Township of Pelee are ratified, confirmed and declared to be legal, valid and binding.

Commence-
ment

3. This Act shall be deemed to have come into force on the 1st day of September, 1958.

Short title

4. This Act may be cited as *The Township of Pelee Continuation School Act, 1960-61*.

An Act respecting The Board of Trustees
of the Continuation School of the
Township of Pelee

1st Reading

December 1st, 1960

2nd Reading

3rd Reading

MR. PARRY

*(Reprinted as amended by the
Committee on Private Bills)*

BILL Pr7

2ND SESSION, 26TH LEGISLATURE, ONTARIO
9-10 ELIZABETH II, 1960-61

An Act respecting The Board of Trustees of the Continuation School of the Township of Pelee

MR. PARRY

BILL Pr7

1960-61

**An Act respecting
The Board of Trustees of the Continuation
School of the Township of Pelee**

WHEREAS The Board of Trustees of the Continuation School of the Township of Pelee by its petition has represented that it is desirable that it be authorized to operate and maintain a continuation school in the Township of Pelee of one room with a staff of one full-time teacher for its pupils of grades 9 and 10 and to pay the cost of transportation and an amount not exceeding two-thirds of the cost of board and lodging for its pupils of grades 11, 12 and 13 who attend a secondary school, as defined in *The Schools Administration Act*, R.S.O. 1960, c. 361, outside the Township of Pelee and that it be authorized, in the event the continuation school maintained in the Township of Pelee is dissolved, to pay the cost of transportation and to pay an amount not exceeding two-thirds of the cost of board and lodging for its pupils of grades 9 and 10 who attend a secondary school, as defined in *The Schools Administration Act*, outside the Township; and whereas the petitioner has prayed for special legislation to effect such purposes; and whereas it is expedient to grant the prayer of the petition;

Therefore, Her Majesty, by and with the advice and consent of the Legislative Assembly of the Province of Ontario, enacts as follows:

1. The Board of Trustees of the Continuation School of the Township of Pelee may, ^{Powers of Board}

- (a) operate and maintain a continuation school of one room with a staff of one full-time teacher for its pupils of grades 9 and 10;
- (b) pay the cost of transportation and pay an amount not exceeding two-thirds of the cost of board and lodging for its pupils of grades 11, 12 and 13 who attend a secondary school, as defined in *The Schools Administration Act*, outside the Township of Pelee;

- (c) in the event the continuation school of the Township of Pelee is dissolved with the assent of the rate-payers, pay the cost of transportation and pay an amount not exceeding two-thirds of the cost of board and lodging for its pupils in grades 9 and 10 who attend a secondary school, as defined in *The Schools Administration Act*, outside the Township of Pelee.

R.S.O. 1960,
c. 361

Validation
of payments
for the
cost of
board and
lodging
heretofore
made

2. All payments heretofore made by The Board of Trustees of the Continuation School of the Township of Pelee for the cost of board and lodging for its pupils in grades 11, 12 and 13 who have heretofore attended a secondary school, as defined in *The Schools Administration Act*, outside the Township of Pelee are ratified, confirmed and declared to be legal, valid and binding.

Commence-
ment

3. This Act comes into force on the day it receives Royal Assent.

Short title

4. This Act may be cited as *The Township of Pelee Continuation School Act, 1960-61*.

An Act respecting The Board of Trustees
of the Continuation School of the
Township of Pelee

1st Reading

December 1st, 1960

2nd Reading

February 24th, 1961

3rd Reading

February 28th, 1961

Mr. PARRY

BILL Pr8

2ND SESSION, 26TH LEGISLATURE, ONTARIO
9-10 ELIZABETH II, 1960-61

An Act respecting The Port Arthur Y.M.-Y.W.C.A.

MR. CHAPPLE

(PRIVATE BILL)

BILL Pr8

1960-61

**An Act respecting
The Port Arthur Y.M.-Y.W.C.A.**

WHEREAS The Port Arthur Y.M.-Y.W.C.A., herein Preamble
called the Association, by its petition has prayed for
special legislation to exempt real property, owned and used or
occupied and used by it in the City of Port Arthur, from
municipal taxation, except for local improvements, and on
Lower Shebandewan Lake from taxation under *The Public* R.S.O. 1950,
c. 316
Schools Act; and whereas it appears that the Association was
incorporated on the 8th day of September, 1960, and has
acquired the assets of an unincorporated association known
as the Port Arthur Y.M.-Y.W.C.A., herein called the Un-
incorporated Association, which Unincorporated Association
was not, prior to the 1st day of January, 1959, assessed and
taxed by the City of Port Arthur, but has since then been
assessed and taxed; and whereas it is expedient to grant the
prayer of the petition;

Therefore, Her Majesty, by and with the advice and consent
of the Legislative Assembly of the Province of Ontario, enacts
as follows:

1.—(1) The land, as defined in *The Assessment Act*, Tax
exemption,
land owned
by
Association
prior to
Jan. 1, 1959
acquired, owned and used, or occupied and used, prior to the
1st day of January, 1959, by the Association or the Unin-
corporated Association, in the City of Port Arthur, so long
as it is owned and used or occupied and used solely for the
purposes of the Association, is and shall be deemed to have
R.S.O. 1950,
c. 24
been exempt from municipal taxation, except local improve-
ment rates, from the 1st day of January, 1959.

(2) The land, as defined in *The Assessment Act*, Land on
Lower She-
bandewan
Lake
acquired, owned and used prior to the 1st day of January, 1961, by the
Association, known as Summer Resort Location S. F. Twenty-
one (21), situate on the north shore of Lower Shebandewan
Lake, in the District of Thunder Bay, more particularly
described as Parcel 2016 in the Register for District of Fort
William Freehold, is exempt from taxation under *The Public*
Schools Act from the 1st day of January, 1961.

Tax
exemption,
land of
Association
acquired
after
Jan. 1, 1959

(3) Notwithstanding any general or special Act, the council of The Corporation of the City of Port Arthur may by by-law exempt from municipal taxation, except local improvement rates, the land, as defined in *The Assessment Act*, acquired after the 1st day of January, 1959, by the Association so long as it is owned and used or occupied and used solely for the purposes of the Association.

Commence-
ment

2. This Act comes into force on the day it receives Royal Assent.

Short title

3. This Act may be cited as *The Port Arthur Y.M.-Y.W.C.A. Act, 1960-61*.

An Act respecting
The Port Arthur Y.M.-Y.W.C.A.

1st Reading

2nd Reading

3rd Reading

MR. CHAPPE

(*Private Bill*)

BILL Pr8

2ND SESSION, 26TH LEGISLATURE, ONTARIO
9-10 ELIZABETH II, 1960-61

An Act respecting The Port Arthur Y.M.-Y.W.C.A.

MR. CHAPPLE

(Reprinted as amended by the Committee on Private Bills)


BILL Pr8


1960-61

**An Act respecting
The Port Arthur Y.M.-Y.W.C.A.**

WHEREAS The Port Arthur Y.M.-Y.W.C.A., herein ^{Preamble} called the Association, by its petition has prayed for special legislation to exempt real property, owned and used or occupied and used by it in the City of Port Arthur, from municipal taxation, except for local improvements, and on Lower Shebandewan Lake from taxation under *The Public Schools Act*; and whereas it appears that the Association was incorporated on the 8th day of September, 1960, and has acquired the assets of an unincorporated association known as the Port Arthur Y.M.-Y.W.C.A., herein called the Unincorporated Association, which Unincorporated Association was not, prior to the 1st day of January, 1959, assessed and taxed by the City of Port Arthur, but has since then been assessed and taxed; and whereas it is expedient to grant the prayer of the petition; ^{R.S.O. 1960, c. 330}

Therefore, Her Majesty, by and with the advice and consent of the Legislative Assembly of the Province of Ontario, enacts as follows:

 **1.**—(1) The council of The Corporation of the City of Port Arthur may pass by-laws exempting from taxes for ^{Tax exemption authorized} municipal or school purposes or both, other than local improvement rates, the land, as defined in *The Assessment Act*, ^{R.S.O. 1960, c. 23} of The Port Arthur Y.M.-Y.W.C.A., provided that the land is owned and used or occupied and used solely by the Association and carried on for the purposes of the Association, on such conditions as may be set out in the by-law.

(2) The council may by by-law cancel all arrears of taxes ^{Cancellation of tax arrears authorized} and interest or penalties thereon for the period from the 1st day of January, 1959, until the date this Act comes into force, levied by the City of Port Arthur in respect of such lands, and release the Association and its property from all liability therefor. 

Commence-
ment **2.** This Act comes into force on the day it receives Royal Assent.

Short title **3.** This Act may be cited as *The Port Arthur Y.M.-Y.W.C.A. Act, 1960-61.*

An Act respecting
The Port Arthur Y.M.-Y.W.C.A.

1st Reading

December 1st, 1960

2nd Reading

3rd Reading

MR. CHAPPE

(Reprinted as amended by the
Committee on Private Bills)

BILL Pr8

**2ND SESSION, 26TH LEGISLATURE, ONTARIO
9-10 ELIZABETH II, 1960-61**

An Act respecting The Port Arthur Y.M.-Y.W.C.A.

MR. CHAPPLE

BILL Pr8

1960-61

**An Act respecting
The Port Arthur Y.M.-Y.W.C.A.**

WHEREAS The Port Arthur Y.M.-Y.W.C.A., herein ^{Preamble} called the Association, by its petition has prayed for special legislation to exempt real property, owned and used or occupied and used by it in the City of Port Arthur, from municipal taxation, except for local improvements, and on Lower Shebandewan Lake from taxation under *The Public Schools Act*; and whereas it appears that the Association was incorporated on the 8th day of September, 1960, and has acquired the assets of an unincorporated association known as the Port Arthur Y.M.-Y.W.C.A., herein called the Unincorporated Association, which Unincorporated Association was not, prior to the 1st day of January, 1959, assessed and taxed by the City of Port Arthur, but has since then been assessed and taxed; and whereas it is expedient to grant the prayer of the petition; ^{R.S.O. 1960, c. 330}

Therefore, Her Majesty, by and with the advice and consent of the Legislative Assembly of the Province of Ontario, enacts as follows:

1.—(1) The council of The Corporation of the City of ^{Tax exemption authorized} Port Arthur may pass by-laws exempting from taxes for municipal or school purposes or both, other than local improvement rates, the land, as defined in *The Assessment Act*, ^{R.S.O. 1960, c. 23} of The Port Arthur Y.M.-Y.W.C.A., provided that the land is owned and used or occupied and used solely by the Association and carried on for the purposes of the Association, on such conditions as may be set out in the by-law.

(2) The council may by by-law cancel all arrears of taxes ^{Cancellation of tax arrears authorized} and interest or penalties thereon for the period from the 1st day of January, 1959, until the date this Act comes into force, levied by the City of Port Arthur in respect of such lands, and release the Association and its property from all liability therefor.

**Commence-
ment** **2.** This Act comes into force on the day it receives Royal Assent.

Short title **3.** This Act may be cited as *The Port Arthur Y.M.-Y.W.C.A. Act, 1960-61.*

An Act respecting
The Port Arthur Y.M.-Y.W.C.A.

1st Reading

December 1st, 1960

2nd Reading

January 30th, 1961

3rd Reading

February 9th, 1961

MR. CHAPPE

BILL Pr9

2ND SESSION, 26TH LEGISLATURE, ONTARIO
9-10 ELIZABETH II, 1960-61

An Act respecting North Bay College

MR. TROY

(PRIVATE BILL)

BILL Pr9

1960-61

An Act respecting North Bay College

WHEREAS North Bay College by its petition has repre- Preamble
sented that it was incorporated in 1934 by letters patent
under the laws of Ontario; and whereas the petitioner has
prayed for special legislation changing its name and providing
for modification of its organization, government and adminis-
tration and enlarging and increasing its powers, rights and
privileges; and whereas it is expedient to grant the prayer of
the petition;

Therefore, Her Majesty, by and with the advice and consent
of the Legislative Assembly of the Province of Ontario, enacts
as follows:

1. In this Act,

Interpre-
tation

- (a) "Board" means the Board of Governors of the University;
- (b) "Chancellor" means the Chancellor of the University;
- (c) "Corporation" means the body corporate of the University;
- (d) "graduates" means persons who have obtained university degrees by taking courses at North Bay College or at The University of North Bay College;
- (e) "President" means the President of the University;
- (f) "property" includes all property, both real and personal;
- (g) "real property" includes messuages, lands, tenements and hereditaments, whether corporeal or incorporeal, and any undivided share thereof and any estate or interests therein;
- (h) "Senate" means the Senate of the University;

- (i) "teaching staff" includes professors, associate professors, assistant professors, lecturers, associates, instructors, demonstrators and all others engaged in the work of teaching or giving instruction or in research;
- (j) "University" means The University of North Bay College.

University,
corporate
body

2. The corporation of North Bay College is hereby continued as a body corporate with perpetual succession, hereafter to be called and known as "The University of North Bay College", and, subject to the provisions of this Act, has and may hold, possess and enjoy all the property, rights, powers and privileges that it now has, holds, possesses or enjoys, and, subject to the provisions of this Act, all by-laws, orders and regulations of the corporation of North Bay College now in force shall continue in force until amended or repealed.

University
powers

3. The University has university powers, including,

- (a) power to establish and maintain such faculties, schools, institutes, departments, chairs and courses of instruction as may be determined by the Board;
- (b) power to confer university degrees and honorary degrees and awards in any and all branches of learning;
- (c) power to federate or affiliate with or take into affiliation other universities, colleges and institutions of learning.

Suspension
of degree-
granting
power

4. The power and authority of the University to confer degrees shall be suspended and in abeyance, except as related to degrees in theology, so long as the University remains affiliated or federated with any other university, but may be resumed by the University if it ceases to be affiliated or federated with the other university.

Property

R.S.O. 1950,
c. 184

5. The University has, in addition to the powers, rights and privileges mentioned in section 27 of *The Interpretation Act*, power to purchase or otherwise acquire, take or receive by deed, gift, bequest or devise and to hold and enjoy any estate or property whatsoever and to sell, grant, convey, mortgage, lease or otherwise dispose of the same or any part thereof from time to time as occasion may require, and to acquire other estate or property, in addition to or in the place thereof, without licence in mortmain and without limitation as to the period of holding.

6. All property hereafter granted, conveyed, devised or bequeathed to any person in trust for or for the benefit of the University, or of any faculty, school or department thereof or otherwise in connection therewith, subject to any trust or trusts affecting the same, shall be vested in the University. Trust property vested in University

7. Real property vested in the University is not liable to be entered upon, used or taken by any corporation, except a municipal corporation, or by any other person possessing the right to take land compulsorily for any purpose, and no power to expropriate property hereafter conferred on any corporation, except a municipal corporation, or upon any other person shall extend to the real property of the University unless in the Act conferring the power it is made in express terms to apply thereto. Property vested in University not liable to expropriation

8. All property vested in the University shall, as far as the application thereto of any statute of limitations is concerned, be deemed to have been and to be real property vested in the Crown for the public uses of Ontario. Application of statute of limitations

9. The property, and the income, revenues, issues and profits of all property, of the University shall be applied solely to achieving the objects and purposes of the University. Application of property

10. The funds of the University not immediately required for its purposes, and the proceeds of all property that come to the hands of the Board, subject to any trust or trusts affecting the same, may be invested and re-invested in such investments as the Board deems meet. Investment of funds

11. The University, if authorized by by-law of the Board, may, Borrowing powers

- (a) borrow money on its credit in such amount, on such terms and from such persons, firms or corporations, including chartered banks, as may be determined by the Board;
- (b) make, draw and endorse promissory notes or bills of exchange;
- (c) hypothecate, pledge, charge or mortgage any part or all of its property to secure any money so borrowed or the fulfilment of the obligations incurred by it under any promissory note or bill of exchange signed, made, drawn or endorsed by it;
- (d) issue bonds, debentures and obligations on such terms and conditions as the Board may decide, and pledge or sell such bonds, debentures and obligations for

such sums and at such prices as the Board may decide, and mortgage, charge, hypothecate or pledge all or any part of the property of the University to secure any such bonds, debentures and obligations,

provided that no expenditure shall be made or liability incurred that has the effect of involving or impairing an endowment of the University.

Board of
Governors

12. The government, conduct, management and control of the University and of its work, affairs and business, and all other matters, are vested in the Board of Governors of the University which has all powers necessary or convenient to perform its duties and achieve the objects and purposes of the University.

Composition
of Board

13. The Board shall be composed of the President, the President of the Congregation of the Resurrection in Ontario, the Superior of the Congregation of the Resurrection of the University and his councillors, a member of the diocesan clergy to be appointed by the Bishop of the Roman Catholic diocese in which the principal establishment of the University is situated, a representative of the alumni of North Bay College, all *ex officio*, and four other members of the Congregation of the Resurrection who shall be elected by the Board for terms of three years, and who are eligible for re-election on the expiration of their terms, and such other persons and officers and for such terms and purposes as the Board may by by-law prescribe.

By-laws

14.—(1) The Board has power,

- (a) to make by-laws, rules and regulations in respect of all such matters as may seem necessary or advisable for the government, management, conduct and control of the University, its buildings and facilities, and to repeal or vary the same;
- (b) to appoint members of the Board, other than *ex officio* members, and deans of faculties and members of the teaching staff and all other officers, employees and servants of the University, and to make regulations with respect to retirement.

Confirma-
tion of
by-laws

(2) By-laws, rules and regulations made by the Board do not require confirmation by the members of the Corporation.

By-laws

15. Without limiting the general powers conferred upon or vested in the Board, the Board may make by-laws,

- (a) respecting membership in the Corporation;

- (b) respecting the election of members of the Board and its officers, and meetings and attendance at meetings, and fixing the quorum of the Board and respecting terms of, vacancies in and removals from office;
- (c) providing for the appointment of committees by the Board and for conferring authority upon any of such committees to act for the Board with respect to any matter or class or classes of matters;
- (d) providing for the appointment and establishment of such advisory, deliberative or administrative persons, offices and bodies of the University as shall be deemed meet by the Board, and fixing their respective memberships, powers and duties.

16.—(1) There shall be a Chancellor of the University who ^{Chancellor} shall be the Bishop of the Roman Catholic diocese in which the principal establishment of the University is situated.

(2) The Chancellor shall be the titular head of the Univer- ^{Titular head} sity and shall confer all degrees.

(3) In the absence of the Chancellor and Vice-Chancellor, ^{Conferring of degrees} the Senate shall appoint a full professor from the teaching staff to confer degrees.

17.—(1) There shall be a President of the University, who ^{President} shall be a member of the Congregation of the Resurrection, appointed by the President of the Congregation of the Resurrection in Ontario.

(2) The President shall be Vice-Chancellor, chairman of ^{Duties} the Board and chief executive officer of the University and, in the absence of or vacancy in the office of the Chancellor, shall perform the functions of the Chancellor, and, subject to the will of the Board, the President has supervision over and direction of the academic work and general administration of the University and the teaching staff thereof, and the officers and servants thereof, and the students thereof, and also has such other powers and duties as from time to time may be conferred upon or assigned to him by the Board.

18. The Board may appoint a Vice-President of the ^{Vice-President} University, who shall be assistant to the President and, in the absence of or vacancy in the office of President, shall perform the functions of the President, and who has such other powers, rights and duties as from time to time may be assigned to him by the Board.

Senate

19.—(1) There shall be a Senate of the University comprised as follows:

1. The Chancellor.
2. The Vice-Chancellor.
3. The members of the Board.
4. Such members of the teaching staff as shall be appointed in accordance with the regulations of the Senate.
5. Two graduates to be elected every two years by the graduates.

Chairman

(2) The Vice-Chancellor shall be the chairman of the Senate.

Term of office

(3) The members of the Senate shall hold office until their successors are appointed or elected, as the case may be.

Duties of Senate

20. Unless otherwise determined by by-law of the Board, the Senate shall,

- (a) consider and determine all courses of study, including requirements for admission;
- (b) recommend the establishment of additional faculties, schools, departments, chairs or courses of instruction in the University;
- (c) receive and consider recommendations respecting academic matters from the faculty boards of the University;
- (d) conduct examinations and appoint examiners;
- (e) grant degrees and honorary degrees, and diplomas;
- (f) award scholarships, medals and prizes;
- (g) make rules and regulations respecting the conduct and activities of the students of the University;
- (h) publish the University calendars;
- (i) make such recommendations as may be deemed proper for achieving the objects and purposes of the University;
- (j) make rules and regulations for the conduct of its affairs.

21.—(1) Convocation shall consist of the members of the ^{Convocation} Board, the members of the Senate, all members of the teaching staff of the University and all graduates of the University.

(2) Convocation shall be convened by the Senate. ^{Convening of}

(3) The Chancellor shall preside at Convocation and shall ^{Chancellor to preside} confer degrees.

(4) The Vice-Chancellor shall, in the absence of the Chan- ^{Vice-Chancellor to preside} cellor, preside at Convocation and confer degrees.

(5) In the absence of the Chancellor and the Vice-Chan- ^{Absence of Chancellor} cellor, the Senate shall name a full professor from the teaching staff to preside at Convocation and confer degrees.

22. This Act comes into force on the day it receives Royal ^{Commence-} Assent. ^{ment}

23. This Act may be cited as *The University of North Bay* ^{Short title} *College Act, 1960-61.*

An Act respecting North Bay College

1st Reading

December 1st, 1960

2nd Reading

3rd Reading

MR. TROY

(*Private Bill*)

BILL Pr10

2ND SESSION, 26TH LEGISLATURE, ONTARIO
9-10 ELIZABETH II, 1960-61

An Act respecting Northeastern University

MR. JOHNSTON (Parry Sound)

(PRIVATE BILL)

BILL Pr10

1960-61

An Act respecting Northeastern University

WHEREAS Northeastern University by its petition has Preamble represented that it was incorporated under *The Corporations Act, 1953* by letters patent bearing date the 9th day of June, 1960; and whereas the petitioner has prayed for special legislation changing its name to "Northeastern University of Ontario" and granting to it university status and enabling it to establish a non-denominational university to provide facilities for instruction in all branches of higher learning and granting to it all the rights and powers of a university; and whereas it is expedient to grant the prayer of the petition;

Therefore, Her Majesty, by and with the advice and consent of the Legislative Assembly of the Province of Ontario, enacts as follows:

1. In this Act,

Interpre-
tation

- (a) "affiliated college" means a college affiliated with the University;
- (b) "Board" means The Board of Governors, Northeastern University of Ontario;
- (c) "college" means a school or other institution of higher learning;
- (d) "federated college" means a university or college federated with the University;
- (e) "property" includes all property, both real and personal;
- (f) "real property" includes messuages, lands, tenements and hereditaments, whether corporeal or incorporeal, and any undivided share thereof and any estate and interest therein;
- (g) "Senate" means the Senate of the University;

(h) "University" means Northeastern University of Ontario.

University
continued

2. The corporation of Northeastern University is hereby continued as a body corporate with perpetual succession under the name of "Northeastern University of Ontario" and, subject to the provisions of this Act, has and may hold, possess and enjoy all the property, rights, powers and privileges that it now has, holds, possesses or enjoys and, subject to the provisions of this Act, all by-laws, orders and regulations of the corporation now in force continue in force until amended or repealed.

University
powers

3. The University has university powers including,

- (a) power to establish and maintain such faculties, schools, institutes, departments and chairs as determined by the Board under authority of the Board and Senate, subject to the establishment of church-related colleges in which philosophy and religious knowledge are taught, to be federated with the University;
- (b) power to confer university degrees, honorary degrees and awards in any and all branches of learning;
- (c) power to permit federation or affiliation of other colleges or universities with the University and to make agreements of federation or affiliation with other colleges or universities.

Non-
denomina-
tional

4. The University, in its management and control, shall be non-denominational, and no religious test shall be required of any professor, lecturer, teacher, officer, employee, servant or student of the University.

Property

5. The University has, in addition to the powers, rights and privileges mentioned in section 26 of *The Interpretation Act*, power to purchase or otherwise acquire, take or receive by deed, gift, bequest or devise and to hold and enjoy any estate or property whatsoever, and to sell, grant, convey, mortgage, lease or otherwise dispose of the same or any part thereof from time to time as occasion may require and to acquire other estate and property in addition thereto without licence in mortmain and without limitation as to the period of holding.

Trust
property
vested in
University

6. All property hereafter granted, conveyed, devised or bequeathed to, or to any person in trust for, or for the benefit of, Northeastern University of Ontario, subject to any trusts

affecting the same, is vested in Northeastern University of Ontario.

7. Real property vested in the University is not liable to be entered upon, used or taken by any corporation, except a municipal corporation, or by any person possessing the right of taking real property compulsorily for any purpose, and no power to expropriate real property hereafter conferred shall extend to real property of the University unless in the Act conferring the power it is made in express terms to apply thereto.

Land vested in University not liable to expropriation

8. All property vested in the University shall, as far as the application thereto of any statute of limitations is concerned, be deemed to have been and to be real property vested in the Crown for the public use of Ontario.

Application of statute of limitations

9. All proceedings by or against the University may be had and taken in the name of "Northeastern University of Ontario".

Proceedings

10. Any municipality in Ontario has the power to make an annual grant, not exceeding \$50,000, to the University without the assent of the electors.

Municipal grants

11. The University has power,

Powers of University

- (a) to borrow money on its credit in such amount, on such terms and from such persons, firms or corporations, including chartered banks, as may be determined by the Board;
- (b) to make, draw and endorse promissory notes or bills of exchange;
- (c) to hypothecate, pledge or charge any or all personal and real property of the University to secure any money so borrowed or the fulfilment of the obligation incurred by it under any promissory note or bill of exchange signed, made, drawn or endorsed by it;
- (d) to issue bonds, debentures and obligations on such terms and conditions as the Board may decide and pledge or sell such bonds, debentures and obligations for such sums and at such prices as the Board may decide, and may mortgage, charge, hypothecate or pledge all or any part of the real or personal property of the University to secure any such bonds, debentures and obligations.

Investment
of funds

12. The funds of the University not immediately required for its purposes and the proceeds of all property that come into the hands of the University, subject to any trusts affecting the same, may be invested and re-invested in such investments as to the Board seems meet.

Members
and
officers not
individually
liable for
debts

13. Nothing herein contained has the effect of or shall be construed to have the effect of rendering all or any of the members or officers of the University, or any person whatsoever, individually liable or accountable for or by reason of any debt, contract or security incurred or entered into for or by reason of the University or for or on account or in respect of any matter or thing whatsoever relating to the University.

Tax
exemption

14. Property vested in the University or in any university or college federated with the University is not liable for taxation for provincial, municipal or school purposes and is exempt from every description of such taxation, but the interest of every lessee and occupant, other than an officer of the University or a member of the teaching staff or a student or a servant of the University or an association or society of graduates or undergraduates or teachers or officers of the University, in real property vested in the University is liable to taxation.

Expropria-
tion powers

15.—(1) Without limiting the general powers conferred upon or vested in the Board, the Board has power, without the consent of the owner or of any person interested therein, other than a municipal corporation, to enter upon, take, use and expropriate all such real property as it deems necessary for the purposes of the University, making compensation for any such real property to the owners and occupiers thereof and all persons having an interest therein, and the provisions of *The Municipal Act*, as to taking land compulsorily and making compensation therefor, apply *mutatis mutandis* to the Board and to the exercise by it of the powers conferred by this Act, and, where any act is by any of such provisions required to be done by the clerk of a municipality or at the office of such clerk, the like act shall be done by or at the office of the secretary of the Board or by or at the office of such officer as may be appointed by the Board exercising the office of a treasurer.

R.S.O. 1960,
c. 249

Approval

(2) The exercise of the powers expressed in this section is subject to the approval of the Board.

Costs

(3) The cost of any expropriation effected at the request and for the benefit of a federated university or college shall be borne by that university or college.

BOARD OF GOVERNORS

16. The Board of Governors of the University is hereby constituted a body corporate by the name and style of "The Board of Governors, Northeastern University of Ontario".

17. The Board shall number twenty-eight members in all and shall consist of,

(a) the President of the University, the Chancellor of the University, the mayor of the City of North Bay, the reeve of the Township of West Ferris and the reeve of the Township of Widdifield, who shall be *ex officio* members with full voting rights; and

(b) the following persons:

Kenneth Barry, of the City of North Bay, in the District of Nipissing, optometrist,

Herbert Brown, of the City of North Bay, in the District of Nipissing, proprietor,

J. Douglas Deyell, of the City of North Bay, in the District of Nipissing, principal,

Richard F. Donnelly, of the City of North Bay, in the District of Nipissing, barrister and solicitor,

Ernie Follis, of the City of North Bay, in the District of Nipissing, retail merchant,

Norman Grant, of the City of North Bay, in the District of Nipissing, teacher,

Alan W. Jackson, of the City of North Bay, in the District of Nipissing, chartered accountant,

Albert E. Klein, of the City of North Bay, in the District of Nipissing, barrister and solicitor,

John Kennedy, of the City of North Bay, in the District of Nipissing, proprietor,

Gordon Lamorie, of the City of North Bay, in the District of Nipissing, business administrator,

Frank McElligott, of the Town of Mattawa, in the District of Nipissing, principal,

Judge J. B. Robinson, of the Town of Haileybury, in the District of Timiskaming, district court judge,

Edna Stevens, of the City of North Bay, in the District of Nipissing, principal,

Robert Surtees, of the City of North Bay, in the District of Nipissing, school inspector,

R. A. H. Taylor, of the Town of New Liskeard, in the District of Timiskaming, proprietor,

M. Leo Troy, of the City of North Bay, in the District of Nipissing, member of the Legislative Assembly,

John W. Trusler, of the City of North Bay, in the District of Nipissing, school inspector,

C. G. Watson, of the Town of Sturgeon Falls, in the District of Nipissing, principal,

Charles Weston, of the City of North Bay, in the District of Nipissing, principal,

George E. Wallace, Q.C., of the City of North Bay, in the District of Nipissing, barrister and solicitor, and

William A. Young, of the Township of West Ferris, in the District of Nipissing, manager; and

- (c) two members appointed by the Lieutenant Governor in Council.

Terms of
office

18. Unless their election or appointment is otherwise designated, the members of the Board shall hold office as follows:

- (a) of the members mentioned in clause *b* of section 17, one-third, to be chosen by the members of the Board, shall hold office for one year after the day this Act comes into force, one-third shall hold office for two years, and the remaining one-third shall hold office for three years after the day this Act comes into force;
- (b) the members of the Board appointed by the Lieutenant Governor in Council shall hold office for three years;
- (c) as the term of any member of the Board expires, such member is eligible for re-appointment and, in the case of such re-appointment, shall hold office until such time as his successor is elected or appointed;

- (d) except as otherwise provided in this Act, all members of the Board shall be elected by the Board.

19. Except as otherwise provided in this Act, no principal ^{Eligibility} or head of any of the academic units of the University or of any federated or affiliated college, or any member of the teaching or administrative staff of the University or of any federated or affiliated college, or any member of the staff, board, senate or governing body of any other degree-granting institution, is eligible for appointment or election as a member of the Board.

20.—(1) If a member of the Board, during his term of ^{Vacancies} office, accepts or occupies any of the offices or positions mentioned in section 19 or becomes mentally incapacitated or otherwise incapable of acting as a member, he *ipso facto* vacates his office, and it is the duty of the Board by resolution to declare his membership vacant.

(2) If, within any fiscal year of the University, a member ^{Idem} of the Board, not having been granted leave of absence by the Board, attends less than 50 per cent of the regular meetings of the Board, the Board may by resolution declare his membership vacant.

(3) If, within any fiscal year of the University, a member ^{Idem} of the Board, not having been granted leave of absence by the Board, attends less than 25 per cent of the regular meetings of the Board, he *ipso facto* vacates his office and it is the duty of the Board by resolution to declare his membership vacant.

(4) A resolution passed under this section, entered in the ^{Resolution as evidence} minutes of the Board, is conclusive evidence of the vacancy declared therein.

21. In the event of a vacancy occurring among the persons ^{Filling of vacancies} named in clause *b* of section 17 before the original term of office has expired, the vacancy shall be filled by election by the Board and, in all other cases where a vacancy on the Board occurs before the term of office for which a member has been appointed or elected has expired, the vacancy shall be filled in the same manner and by the same authority as the member whose membership is vacant was appointed or elected, as the case may be, and the member so appointed or elected shall hold office for the remainder of the term of office of the member whose membership is vacant.

22.—(1) The Board shall elect one of its members to be ^{Chairman,} chairman and one of its members to be ^{vice-}vice-chairman, and, ^{chairman} in case of the absence or illness of the chairman or of there being a vacancy in the office of chairman, the vice-chairman shall act as and has all the powers of the chairman.

Absence

(2) In case of the absence or illness of the chairman and of the vice-chairman, the Board may appoint one of its members to act as chairman *pro tempore* and the member so appointed shall act as and has all the powers of the chairman.

Quorum

23. Ten members, not including *ex officio* members, constitute a quorum of the Board.

Ten
members
may execute
powers

24. Notwithstanding any vacancy, so long as there are at least ten members, not including *ex officio* members, the Board may exercise all or any of its powers.

Regulations

25. The Board has power to make regulations,

- (a) pertaining to the meetings of the Board and its transactions; and
- (b) providing for the appointment of committees and for the conferring upon any such committees authority to act for the Board with respect to any matter, but no decision of a committee, which includes in its membership persons who are not members of the Board, is valid and effective until approved and ratified by the Board, unless the Board so provides.

Powers of
Board

26.—(1) Except in such matters as are assigned by this Act to the Senate, the government, conduct, management and control of the University and of its property, revenues, business and the affairs thereof are vested in the Board, and the Board has all powers necessary or convenient to perform its duties and achieve the objects and purposes of the University, and, without limiting the generality of the foregoing, has power,

- (a) to appoint and remove the President and Vice-President of the University, the heads and associated heads of the faculties and colleges, other than federated or affiliated colleges, of the University and the professors and other members of the teaching staff of the University, and to appoint and remove all other officers, agents and servants of the University;
- (b) to fix the numbers, duties, salaries and other emoluments of all officers, agents and servants of the University;
- (c) to appoint an executive committee and such other committees as it may deem advisable and to delegate to any such committee any of its powers;

- (d) to borrow money for the purposes of the University and to give security therefor on such terms and in such amounts as it may deem advisable;
- (e) to make by-laws and regulations for the conduct of its affairs; and
- (f) to provide for the federation or affiliation with the University of any college and, in order to preserve the non-denominational nature of the University, no more than two colleges of the same denominational control shall be affiliated or federated with the University at the same time and no college affiliated or federated with the University shall be affiliated with, or have affiliated with it, any other college, school or institute of higher learning without specific permission in writing by the Board.

(2) The acceptance of any federated or affiliated college by the University is subject to the approval of the boards of ^{Approval of federation, etc.} governors or trustees of the colleges then federated with the University, but such consent shall not be unreasonably withheld.

27. The Board may modify, alter and change the constitution of any body or committee constituted or continued by this Act, except the Senate, and may create such new bodies or committees as may be deemed necessary for the purpose of carrying out the objects and provisions of this Act and may confer upon the bodies or committees constituted or continued by this Act, or any of them, or on any new body or committee hereafter constituted, such powers as the Board may see fit, but nothing herein authorizes any abridgment or change in the powers conferred on the Senate by this Act. ^{Power of Board to change constitution of committees}

28. Except as otherwise provided in this Act, the action of the Board in any matter with which it may deal shall be by resolution or by by-law, as the Board may determine, but it is not essential to the validity of any such resolution or by-law that it be under the corporate seal of the Board if it is authenticated in the manner prescribed by the Board. ^{Authentication of by-laws}

29.—(1) The accounts for the Board shall be audited at least once a year by an auditor or auditors appointed by the Board. ^{Audit of accounts}

(2) The Board shall make an annual financial report to the Lieutenant Governor in Council in such form as the Lieutenant Governor in Council may require. ^{Annual report}

Questions
as to
powers
and duties
settled by
Board

30. If any question arises as to the powers or duties of the President and Vice-Chancellor, Vice-President or of any dean or head of any University academic unit, or of any officer or employee of the University, it shall be settled and determined by the Board, whose decision is final.

Residual
powers of
Board

31. All the powers over, in respect of, or in relation to, the University, its properties, employees, personnel and students, which are not by the terms of this Act directed to be exercised by any other body, person or body of persons, are hereby, subject to the provisions of this Act, vested in the Board.

SENATE

Senate

32.—(1) There shall be a Senate of the University composed as follows:

(a) the following shall be *ex officio* members:

- (i) the Chancellor,
- (ii) the Vice-Chancellor,
- (iii) the Vice-President of the University,
- (iv) the principal or head of each federated or affiliated college,
- (v) the dean or head of each faculty or school of the University,
- (vi) the Dean of Women,
- (vii) the Dean of Men,
- (viii) the chairman of the Board,
- (ix) the Registrar of the University, who shall be the secretary of the Senate,
- (x) the Director of the University Extension Department,
- (xi) the Principal of North Bay Teachers' College;

(b) the faculties and schools of the University shall have the following representation, and the representatives shall be appointed by their respective faculty councils unless otherwise provided by the Senate:

- (i) the faculty of arts of each federated college, four members,
- (ii) any other faculty that hereafter may be established within the University that offers courses leading to a degree, four members,
- (iii) the faculty of arts of each affiliated college, two members;
- (c) one representative of the Northern Ontario Inspectors' and Teachers' College Masters Association, to be elected by the members of the Association;
- (d) two principals of the secondary schools of the District of Nipissing who hold either a high school principal's certificate or a secondary school principal's certificate, to be elected by the principals of those schools;
- (e) two secondary school principals who hold either a high school principal's certificate or a secondary school principal's certificate outside the District of Nipissing, to be elected by the members of the Northern Ontario Headmasters' Association;
- (f) the alumni of,
 - (i) the University, one member for each graduating class, up to a total of six,
 - (ii) each federated college, three members,
 - (iii) each affiliated college, two members.

(2) The Vice-Chancellor of the University shall be the ^{Chairman,} chairman of the Senate, and the Vice-President of the Uni- ^{vice-} ^{chairman} versity shall be the vice-chairman of the Senate.

33.—(1) The members of the Senate shall hold office for a ^{Term of} ^{office} term of three years and are eligible for re-appointment or re-election, as the case may be.

(2) In the case of the first appointments made after the day this Act comes into force and in the case of the first of ^{First} ^{appoint-} ^{ments} any new appointments made pursuant to the provisions of this Act, such appointments or election shall be for terms of one, two or three years, so spaced that as nearly as possible one-third come up for re-appointment or re-election each year.

(3) In the case of each group or body having the power ^{Appointment} ^{by bodies} to elect or appoint members to the Senate, where the number

to be appointed or elected is not three or a multiple of three, the body appointing or electing a member or members of the Senate shall adhere as close as possible to this system of election or appointment, having regard to the number to be appointed or elected by each of such bodies.

Eligibility
of staff, of
University

34. Members of the teaching or administrative staff of the University are not eligible for election by any of the graduate bodies.

of federated
college

35. Members of the teaching or administrative staff of a federated or affiliated college are not eligible for election by any of the graduate bodies.

Eligibility
of member
of
governing
body of
another
university

36. No person is eligible for election or appointment as a member of the Senate who is a member of a governing body or senate or faculty of any degree-granting university, college or institution of higher learning, other than the University and its federated or affiliated colleges.

Vacancies

37. If an elected or appointed member of the Senate resigns, becomes mentally incapacitated or otherwise incapable of acting or becomes a member of the teaching or administrative staff of any of the bodies mentioned in section 34 or 35, not being the body that he has been appointed to represent, or accepts membership in any of the bodies mentioned in section 36, not being the body that he has been appointed to represent, he *ipso facto* vacates his office, and a declaration of the existence of any vacancy entered on the minutes of the Senate is conclusive evidence thereof.

Filling of
vacancies

38. Where a vacancy on the Senate occurs before the term of office for which a member has been appointed or elected has expired, the vacancy shall be filled in the same manner and by the same authority as the member whose membership is vacant was appointed or elected, as the case may be, and the member so appointed or elected shall hold office for the remainder of the term of office of the member whose membership is vacant.

Disputes re
elections

39. The Senate has the sole right to determine any question concerning the election of any elected member of the Senate or the right of any person to sit or be or act as a member of the Senate, and the decision of the Senate in any such matter is final.

Powers
and duties

40.—(1) The Senate,

(a) is responsible for the educational policy of the University;

- (b) may make recommendations to the Board relative to the creation of faculties, schools, institutes, departments or chairs within the University;
- (c) may recommend to the Board the establishment of courses of instruction, including extension courses in the University campus and elsewhere;
- (d) may confer degrees, diplomas and certificates in any subject taught in the University or its federated or affiliated colleges;
- (e) may confer honorary degrees in any department of learning;
- (f) may create faculty councils or committees and committees generally to exercise its powers; and
- (g) may enact statutes in regulating the matters in this section referred to.

(2) The Senate may confer honorary degrees in divinity Honorary divinity degrees without fees upon the recommendation of any theological college federated or affiliated with the University.

(3) The qualifications of faculty members within the University and its federated or affiliated colleges are a concern Qualifications of faculty members of the Senate.

41.—(1) In addition to such other powers and duties as Additional powers and duties are expressly mentioned in this Act, the Senate shall,

- (a) provide for the regulation and conduct of its proceedings, including the determination of a quorum necessary for the transaction of business;
- (b) provide for the convening and conduct of such Convocation as may be requisite for the purposes set out in section 40;
- (c) recommend to the Board,
 - (i) the federation or affiliation of any college for teaching any branch of learning, provided, however, that, in order to preserve the non-denominational nature of the University, no more than two colleges of the same denominational control shall be federated or affiliated with the University at the same time and no college federated or affiliated with the Uni-

versity shall be affiliated with, or have affiliated with it, any other college, school or institute of higher learning without specific permission in writing by the Board,

- (ii) the dissolution or suspension of any such federation or affiliation, or the modification or alteration of the terms thereof;
- (d) consider and determine, on the recommendations of the respective faculty and school councils, the courses of study in all faculties and schools;
- (e) consider and determine, on the recommendations of the respective faculty and school councils, the conduct and results of examinations in all faculties and schools;
- (f) hear and determine appeals by students from the decisions of the faculty and school councils on applications and examinations;
- (g) provide for representation on the Senate of the graduates of any other faculty or school hereafter established in the University if, in the opinion of the Senate, provision should be made for separate representation of such graduates;
- (h) provide, if deemed necessary by the Senate, for an executive committee, which shall act in the name and on behalf of the Senate between regular meetings of the Senate, whose constitution and powers shall be as the Senate may from time to time determine.

Suspension
of degree-
granting
right of
federated
colleges

(2) If any college is federated or affiliated with the University and has the right to grant degrees, such right, except for degrees in theology, shall remain dormant during the time that such college remains federated or affiliated with the University.

CHANCELLOR

Chancellor,
election

42.—(1) There shall be a Chancellor of the University, who shall be elected by an electoral board consisting of,

- (a) all members, except *ex officio* members, of the Board; and
- (b) representatives of the Senate equal in number to the members of the Board entitled to be members

of the electoral board, such representatives to include, as *ex officio* members, the Vice-Chancellor, the Vice-President and the Registrar, and the remainder to be chosen by the Senate from among its members in such manner as it may determine.

(2) Twelve members of the electoral board, counting the Vice-Chancellor, the Vice-President and the Registrar, if ^{Quorum of electoral board} present, constitute a quorum.

(3) No person shall occupy the office of Chancellor unless ^{Who eligible} he is a British subject.

(4) No person shall occupy the office of Chancellor who is ^{Idem} a member of the teaching staff or of the administrative staff or who is an employee of the University or of any federated or affiliated college or who is a member of the Board or of the governing board of any federated or affiliated college.

43.—(1) The term of office of the Chancellor shall be for ^{Term of office} six years, commencing with the 1st day of July of the year in which he is elected, and no Chancellor is eligible for re-election.

(2) If a vacancy in the office of Chancellor occurs from any ^{Vacancy} cause, the vacancy shall be filled by the election of a successor in the manner set out in section 42, and the successor shall hold office for six years, terminating on the 30th day of June in the sixth year after his election, and no such successor is eligible for re-election.

(3) If the Chancellor ceases to be eligible for such office or becomes mentally incapacitated or otherwise incapable of acting, he *ipso facto* vacates his office and a declaration of the existence of such vacancy by the Senate and by the Board, entered in the minutes of the Senate and of the Board, is conclusive evidence thereof. ^{Where Chancellor becomes ineligible}

44. The Chancellor shall preside at all Convocations and, by virtue of the authority vested in him by the Senate, shall admit to degrees, diplomas and certificates such candidates, including the recipients of honorary degrees, as may be designated by the Senate. ^{Duties}

VICE-CHANCELLOR

45.—(1) There shall be a Vice-Chancellor of the University, who shall be the President of the University. ^{Vice-Chancellor}

(2) In the absence of the Chancellor or there being a ^{To act in absence of Chancellor} vacancy in the office, the Vice-Chancellor, or a member of

the faculty of the University appointed by him, shall act as Chancellor at Convocation.

Absence of
Chancellor
and Vice-
Chancellor

(3) In the absence of both the Chancellor and Vice-Chancellor or if both offices are vacant, the duties of the Chancellor shall be performed by a member of the faculty of the University appointed by the Senate for the purpose.

Commence-
ment

46. This Act comes into force on the day it receives Royal Assent.

Short title

47. This Act may be cited as *The Northeastern University of Ontario Act, 1960-61*.

An Act respecting
Northeastern University

1st Reading

December 5th, 1960

2nd Reading

3rd Reading

MR. JOHNSTON (Parry Sound)

(Private Bill)

BILL Pr11

2ND SESSION, 26TH LEGISLATURE, ONTARIO
9-10 ELIZABETH II, 1960-61

An Act respecting Eno-Scott & Bowne (Brazil) Limited

MR. COWLING

(PRIVATE BILL)

BILL Pr11

1960-61

**An Act respecting
Eno-Scott & Bowne (Brazil) Limited**

WHEREAS Eno-Scott & Bowne (Brazil) Limited, herein ^{Preamble} called the Company, by its petition has represented that it was incorporated by letters patent dated the 30th day of March, 1954, under the seal of the Provincial Secretary of the Province of Ontario under the name of Eno-Scott & Bowne (Brazil) Limited; and whereas the Company has prayed for special legislation in respect of the matters hereinafter set forth; and whereas it is expedient to grant the prayer of the petition;

Therefore, Her Majesty, by and with the advice and consent of the Legislative Assembly of the Province of Ontario, enacts as follows:

1.—(1) The shareholders of the Company may authorize the transfer of the head office of the Company from the Township of North York in the Province of Ontario, Canada, to the City of Rio de Janeiro in the State of Guanabara, one of the United States of Brazil, and may authorize an application for a decree pursuant to Article 71, Decree-Law No. 2.627 of the 26th day of September, 1940, of the United States of Brazil providing for the assumption of Brazilian nationality by the Company. ^{Transfer of head office and assumption of Brazilian nationality}

(2) Such authorizations shall be by resolutions of the shareholders of the Company passed at a general meeting of the shareholders, duly called in accordance with the by-laws of the Company, by the unanimous vote of all the shareholders present in person or represented by proxy thereat, and the resolutions shall be valid only if all the issued and outstanding shares of the Company are voted in favour of such resolutions. ^{Authorizations by resolutions}

(3) If the resolutions are passed as provided in this section, the Company may transfer its head office from the said Township of North York to the said City of Rio de Janeiro. ^{Head office}

Change
of name

2.—(1) The shareholders of the Company may authorize the change of the name of the Company to a name that is in compliance with the laws of the United States of Brazil and the adoption of by-laws to change the constitution of the Company, which change of name and by-laws shall be effective upon and after the date of a decree issued to the Company pursuant to Article 71 of Decree-Law No. 2.627 of the 26th day of September, 1940, of the United States of Brazil, if such decree is issued not later than the 31st day of December, 1963.

Authoriza-
tions by
resolutions

(2) Such authorizations shall be by resolutions of the shareholders of the Company passed at a general meeting of the shareholders, duly called in accordance with the by-laws of the Company, by the unanimous vote of all the shareholders present in person or represented by proxy thereat and the resolutions shall be valid only if all the issued and outstanding shares of the Company are voted in favour of such resolutions.

Change of
name

(3) If the resolutions are passed as provided in this section and if a decree is thereafter issued to the Company on or before the 31st day of December, 1963, pursuant to Article 71 of Decree-Law No. 2.627 of the 26th day of September, 1940, of the United States of Brazil, the change of name of the Company and the by-laws passed in accordance with subsection 1 thereupon become effective.

Application
of 1953, c. 19

3. Upon and after the date of a decree issued to the Company pursuant to Article 71 of Decree-Law No. 2.627 of the 26th day of September, 1940, of the United States of Brazil, if such decree is issued not later than the 31st day of December, 1963, *The Corporations Act, 1953* of Ontario and any successor thereof does not apply to the Company.

Issue of
certificate
by
Provincial
Secretary

4. The Provincial Secretary may, on receipt by him of an original counterpart of a decree issued pursuant to Article 71 of Decree-Law No. 2.627 of the 26th day of September, 1940, of the United States of Brazil, or a copy thereof certified by an official thereunto authorized by the laws of the United States of Brazil, issue a certificate to the Company confirming the date on which the provisions of section 3 take effect.

Commence-
ment

5. This Act comes into force on the day it receives Royal Assent.

Short title

6. This Act may be cited as *The Eno-Scott & Bowne (Brazil) Limited Act, 1960-61*.

1st Reading

2nd Reading

3rd Reading

MR. COWLING

(*Private Bill*)

BILL Pr11

2ND SESSION, 26TH LEGISLATURE, ONTARIO
9-10 ELIZABETH II, 1960-61

An Act respecting Eno-Scott & Bowne (Brazil) Limited

MR. COWLING

BILL Pr11

1960-61

**An Act respecting
Eno-Scott & Bowne (Brazil) Limited**

WHEREAS Eno-Scott & Bowne (Brazil) Limited, herein Preamble
called the Company, by its petition has represented that it was incorporated by letters patent dated the 30th day of March, 1954, under the seal of the Provincial Secretary of the Province of Ontario under the name of Eno-Scott & Bowne (Brazil) Limited; and whereas the Company has prayed for special legislation in respect of the matters hereinafter set forth; and whereas it is expedient to grant the prayer of the petition;

Therefore, Her Majesty, by and with the advice and consent of the Legislative Assembly of the Province of Ontario, enacts as follows:

1.—(1) The shareholders of the Company may authorize the transfer of the head office of the Company from the Township of North York in the Province of Ontario, Canada, to the City of Rio de Janeiro in the State of Guanabara, one of the United States of Brazil, and may authorize an application for a decree pursuant to Article 71, Decree-Law No. 2.627 of the 26th day of September, 1940, of the United States of Brazil providing for the assumption of Brazilian nationality by the Company. Transfer of head office and assumption of Brazilian nationality

(2) Such authorizations shall be by resolutions of the shareholders of the Company passed at a general meeting of the shareholders, duly called in accordance with the by-laws of the Company, by the unanimous vote of all the shareholders present in person or represented by proxy thereat, and the resolutions shall be valid only if all the issued and outstanding shares of the Company are voted in favour of such resolutions. Authorizations by resolutions

(3) If the resolutions are passed as provided in this section, the Company may transfer its head office from the said Township of North York to the said City of Rio de Janeiro. Head office

Change
of name

2.—(1) The shareholders of the Company may authorize the change of the name of the Company to a name that is in compliance with the laws of the United States of Brazil and the adoption of by-laws to change the constitution of the Company, which change of name and by-laws shall be effective upon and after the date of a decree issued to the Company pursuant to Article 71 of Decree-Law No. 2.627 of the 26th day of September, 1940, of the United States of Brazil, if such decree is issued not later than the 31st day of December, 1963.

Authoriza-
tions by
resolutions

(2) Such authorizations shall be by resolutions of the shareholders of the Company passed at a general meeting of the shareholders, duly called in accordance with the by-laws of the Company, by the unanimous vote of all the shareholders present in person or represented by proxy thereat and the resolutions shall be valid only if all the issued and outstanding shares of the Company are voted in favour of such resolutions.

Change of
name

(3) If the resolutions are passed as provided in this section and if a decree is thereafter issued to the Company on or before the 31st day of December, 1963, pursuant to Article 71 of Decree-Law No. 2.627 of the 26th day of September, 1940, of the United States of Brazil, the change of name of the Company and the by-laws passed in accordance with subsection 1 thereupon become effective.

Application
of 1953, c. 19

3. Upon and after the date of a decree issued to the Company pursuant to Article 71 of Decree-Law No. 2.627 of the 26th day of September, 1940, of the United States of Brazil, if such decree is issued not later than the 31st day of December, 1963, *The Corporations Act, 1953* of Ontario and any successor thereof does not apply to the Company.

Issue of
certificate
by
Provincial
Secretary

4. The Provincial Secretary may, on receipt by him of an original counterpart of a decree issued pursuant to Article 71 of Decree-Law No. 2.627 of the 26th day of September, 1940, of the United States of Brazil, or a copy thereof certified by an official thereunto authorized by the laws of the United States of Brazil, issue a certificate to the Company confirming the date on which the provisions of section 3 take effect.

Commence-
ment

5. This Act comes into force on the day it receives Royal Assent.

Short title

6. This Act may be cited as *The Eno-Scott & Bowne (Brazil) Limited Act, 1960-61*.

1st Reading

December 1st, 1960

2nd Reading

December 12th, 1960

3rd Reading

December 15th, 1960

Mr. COWLING

BILL Pr12

**2ND SESSION, 26TH LEGISLATURE, ONTARIO
9-10 ELIZABETH II, 1960-61**

An Act respecting the Town of Richmond Hill

MR. MACKENZIE

(PRIVATE BILL)



BILL Pr12

1960-61

An Act respecting the Town of Richmond Hill

WHEREAS The Corporation of the Town of Richmond Hill by its petition has prayed for special legislation in respect of the matters hereinafter set forth; and whereas it is expedient to grant the prayer of the petition;

Preamble

Therefore, Her Majesty, by and with the advice and consent of the Legislative Assembly of the Province of Ontario, enacts as follows:

1.—(1) The Agreement made between The Corporation of the Town of Richmond Hill and the corporations of the townships of Markham and Vaughan and the Toronto Transit Commission, dated the 2nd day of January, 1960, for the operation of a motor bus service in such municipalities, set out as the Schedule hereto, is hereby validated and confirmed and declared binding upon the parties thereto.

Agreement validated

(2) Nothing in this Act or the Agreement shall be construed as affecting the powers conferred on the Minister of Transport by *The Public Vehicles Act*.

Effect of Act

R.S.O. 1960,
c. 337

(3) The reference in paragraph 17 of the Agreement to the Minister of Highways shall be deemed to be a reference to the Minister of Transport.

Reference to Minister in Agreement

2. In the event of the revenue from the operation of the motor bus service being greater or less than the operating costs, the surplus revenue or deficit, as the case may be, shall be divided among or paid by the municipalities, parties to the Agreement, in the following proportions:

Surplus revenue or deficit

1. The Corporation of the Town of Richmond Hill, 50 per cent;
2. The Corporation of the Township of Markham, 25 per cent;
3. The Corporation of the Township of Vaughan, 25 per cent.

By-laws
re surplus
or deficit

3. By-laws may be passed by the councils of each of such municipalities,

- (a) providing that any deficit in the operation of any bus line in the municipality shall be assessed against, and any surplus shall be credited to, the rateable property in the area within the municipality defined in the by-law; or
- (b) providing that any such deficit shall be assessed against the rateable property in the whole municipality, and that any such surplus shall be credited to the general funds of the municipality.

Commence-
ment

4. This Act comes into force on the day it receives Royal Assent.

Short title

5. This Act may be cited as *The Town of Richmond Hill Act, 1960-61*.

SCHEDULE

THIS AGREEMENT made this 2nd day of January, One thousand nine hundred and Sixty.

BETWEEN:

THE CORPORATION OF THE TOWNSHIP OF MARKHAM,
THE CORPORATION OF THE TOWNSHIP OF VAUGHAN, and
THE CORPORATION OF THE TOWN OF RICHMOND HILL,
hereinafter called the Corporations,

OF THE FIRST PART,

— and —

TORONTO TRANSIT COMMISSION,
hereinafter called the Commission,

OF THE SECOND PART.

WHEREAS the Corporations have requested the Commission to operate a motor bus service on Yonge Street from the northerly limits of the Municipality of Metropolitan Toronto to the Commission's present bus loop in Richmond Hill;

AND WHEREAS the Commission is by Section 108 of *The Municipality of Metropolitan Toronto Act*, R.S.O. 1953, Chapter 73 and amendments thereto, empowered to enter into an agreement with the Corporations upon the terms therein provided;

AND WHEREAS the Commission has agreed with the Corporations to operate a motor bus service as hereinafter set out;

AND WHEREAS by By-law No. 1791 of the Township of Markham, by By-law No. 2402 of the Township of Vaughan, and by By-law No. 905 of the Town of Richmond Hill, the Corporations have authorized the execution and delivery of this agreement.

NOW THEREFORE THIS AGREEMENT WITNESSETH that the parties hereto have agreed as follows:

1. The Commission will, provided the terms hereof are fulfilled, operate by motor buses transportation service on Yonge Street between the northern limit of Metropolitan Toronto and the Commission's present bus loop in Richmond Hill. In addition the Commission will, under terms and conditions subsequently to be agreed to by the Commission and the Corporations, extend its bus operations north on Yonge Street or to other streets or areas within the boundaries of the said Corporations.

2. It is agreed between the parties hereto that if the boundary of Metropolitan Toronto is extended north during the term of this agreement the Commission will be responsible for providing transportation service within the Metro Area without cost to the Corporations. In the event of such an extension the Corporations will within thirty days notify the Commission of what percentage changes, if any, are to be made in the percentage set out in paragraphs 13 and 14 hereof and if the Corporations are unable to reach an agreement with respect to the percentage the question shall be referred to the Ontario Municipal Board for a decision, which said decision shall be binding on the parties hereto.

3. The said service shall be furnished by motor buses of modern type capable of maintaining a satisfactory speed and giving adequate and reasonable service.

4. The Commission shall have the sole management of the said service and shall arrange for the motor buses, crews, and necessary equipment, hours of service, running time, stops and everything else necessary or incidental to the said service. Provided the Corporations may from time

to time request changes in the service and, in the event there is any dispute in regard to such changes, the dispute may be referred to the Ontario Municipal Board for decision.

5. The Commission, subject to the approval of the Corporations, shall fix the tolls and fares to be charged on the said motor bus service and in general shall endeavour to fix such tolls and fares that the revenue derived from the operation of such service shall be sufficient to meet the full cost thereof. In case one or more of the Corporations object to the tolls and fares charged or proposed to be charged by the Commission, the matter shall be determined by the Ontario Municipal Board, the decision of which shall be final.

6. It is mutually agreed between the parties hereto:

- (a) The Corporations will during the term of this agreement take all means within their power to ensure to the Commission the exclusive right to furnish local motor bus passenger transportation on Yonge Street, except as otherwise herein provided;
- (b) The Corporations will pass and enforce such by-laws as they may legally pass to prevent the operation of motor buses within the Corporations whose operation would be in competition with the Yonge Street service;
- (c) During the term of this agreement the Corporations of the Townships of Markham and Vaughan do hereby grant to the Commission the exclusive right to furnish local motor bus passenger transportation in the area lying north of the northern limit of Metropolitan Toronto bounded by Bathurst Street, Elgin Mills sideroad and Bayview Avenue, including those three streets;
- (d) That the carriage of passengers to and from points north of the north side of the crossroads at Yonge Street and Elgin Mills sideroad, west of the west side of Bathurst Street or east of the east side of Bayview Avenue, from or to points within the area served by the North Yonge motor bus service, or the operation of school buses for carrying children to and from school by any of the Corporations shall not be deemed competition;
- (e) That the rights granted to the Commission shall not extend to the carriage of passengers in the Town of Richmond Hill on the route on which other than T.T.C. motor buses now operate, or such other route in the Town of Richmond Hill as may be authorized by the Town of Richmond Hill;
- (f) The Commission will not either itself or through any company or corporation which it directly or indirectly controls operate any system of buses or service so as to compete with the terms of this agreement.

7. When any of the Corporations desire to do any work which may in any way affect the said motor bus service, it shall, except in cases of emergency, give the Commission reasonable notice thereof.

8. All claims or actions for alleged negligence in the operation of said service shall be made against the Commission and dealt with by it and the Commission shall have, through its solicitors, the conduct and control of such claims and actions and of any action brought against the Corporations or any of them in respect of such alleged negligence and may defend or compromise the same as it deems expedient.

9. The Commission is to be allowed the sum of seven (7%) per cent of the gross total expenses of operation to reimburse it for its cost of administration and management in connection with the operation of the said motor bus service and such moneys shall be retained by the Commission for its own use.

10. Within ninety (90) days after the close of each calendar year the Commission will submit a report to the Corporations giving a complete financial statement of its operations of the said bus service during the preceding year and such statement shall, if the Corporations or any of them so desire, be subject to an audit by one independent auditor to be agreed on by the Corporations and the Commission, or, in case of dispute, to be selected by the Ontario Municipal Board. Should adjustments to this statement later become necessary such adjustments will be made in the accounts of the year following.

11. Once in each year during the currency of this agreement the Corporations shall have the right to an independent audit by a licensed auditor of the books and vouchers of the Commission dealing with the operations of the said motor bus service. In the event the Corporations and the Commission are unable to agree upon an auditor the Ontario Municipal Board shall have power to select one to make such audit.

12. It is agreed by the parties hereto that, in determining the costs of operating the transportation services herein provided for, the operating expenses will be accounted for under the following classifications:

Equipment maintenance
Garage expense
Transportation expense
General and Miscellaneous
Rent of facilities
Administration
Taxes

The elements and items of costs to be entered under each of the above classifications will be determined or apportioned in accordance with existing T.T.C. accounting practice except where otherwise provided. Appendix "A" attached hereto sets out the basis to be used in distributing charges under existing operating conditions. It is agreed that should operating conditions change materially during the life of the agreement the basis of distributing charges may be amended by agreement between the parties.

In Appendix "A" where the distribution of charges is to be based on mileage, a ten per cent deduction will be allowed to offset the effects of speed differential. However, this deduction does not apply to the charge for injuries and damages.

In assessing rent of facilities, rent will be computed on the initial cost of the asset amortized at the rate of five (5) per centum over the regular T.T.C. depreciation life of the facility.

13. Should the gross revenue exceed the cost of operation the Corporations shall receive the surplus revenue quarterly in the following proportions:

The Corporation of the Township of Markham . .	25 per cent
The Corporation of the Township of Vaughan . .	25 per cent
The Corporation of the Town of Richmond Hill .	50 per cent

14. If for any reason the quarterly revenue from the said motor bus service shall be insufficient to meet the cost of operation and maintenance for such period the Corporations shall pay to the Commission forthwith on demand the amount of any such deficiency in the following proportions:

The Corporation of the Township of Markham . .	25 per cent
The Corporation of the Township of Vaughan . .	25 per cent
The Corporation of the Town of Richmond Hill .	50 per cent

15. In the event of the neglect of any of the Corporations to pay their proper proportion of any amount provided for by the next preceding paragraph within thirty (30) days of demand the Commission may, without further notice, discontinue the operation of the said bus service and it and the other parties hereto may recover from the Corporation in default any damage sustained by reason of such default, but such discontinuance of operation shall not release any party hereto from its obligations under this agreement. And provided further that the Corporations not in default, without prejudice to their rights under this agreement, may at their option pay the amount in default by the other Corporation or Corporations and shall have the right to recover the amount of such payment from any such Corporation in default, and in such event the Commission shall continue operation of the said bus service.

16. This agreement shall continue in force for a period of ten years. Provided, however, that the Corporations may, upon first giving to the Commission one year's notice in writing of their intention so to do, terminate this agreement on the 1st day of January, 1965, or on the first day of January in any year thereafter.

17. Should the motor bus service contemplated by this agreement cease operation at any time during its currency by reason of default of the Corporations, Gray Coach Lines Limited, the subsidiary of the Commission, may forthwith apply to the Minister of Highways for the right to operate motor buses or coaches on Yonge Street and within the area covered by this agreement either under the permit now held by this Company or a new permit to be granted, and each of the Corporations will upon request of the Commission consent in writing to the granting of such application by the Minister and undertake not to give any similar consent to any other person, other than one or more of such Corporations. Should one or more of such Corporations apply for such rights, Gray Coach Lines Limited shall not be precluded in any way from proceeding with its application as aforesaid.

18. The parties agree to use their best-endeavours to have this agreement ratified and confirmed by legislation at the next ensuing session of the Legislature of the Province of Ontario.

IN WITNESS WHEREOF the parties hereto have hereunto affixed their respective corporate seals attested by the hands of their proper officers in that behalf.

SIGNED, SEALED AND DELIVERED:

THE CORPORATION OF THE TOWNSHIP OF MARKHAM:

	W. L. CLARK,	<i>Reeve.</i>
(Corporate Seal)	H. C. T. CRISP,	<i>Clerk.</i>

THE CORPORATION OF THE TOWNSHIP OF VAUGHAN:

	J. PERRY,	<i>Reeve.</i>
(Corporate Seal)	J. M. McDONALD,	<i>Clerk.</i>

THE CORPORATION OF THE TOWN OF RICHMOND HILL:

	K. W. TOMLIN,	<i>Mayor.</i>
(Corporate Seal)	R. LYNETT,	<i>Clerk.</i>

TORONTO TRANSIT COMMISSION:

	C. C. DOWNEY,	<i>Chairman.</i>
(Corporate Seal)	H. E. PETTETT,	<i>Secretary.</i>

Appendix "A"

<i>Relevant Accounts</i>	<i>Base for Distribution</i>	<i>Ratio</i>
Equipment maintenance—General Garage expenses—General Other transportation expense Rental maintenance and Operating Garages Licenses Fire and Theft insurance Eglinton Garage Maintenance Eglinton Garage facilities	Total cost Red Bus Fleet	Richmond Hill miles: Red Bus miles
Operating labour and allowances	Total cost of surface operations at Eglinton Division	Richmond Hill hours: Red Bus hours
Operating labour and allowances at terminal Rental of buses Tickets, transfers, etc.	Eglinton Terminal time including loaders Actual Rental of Buses used on route Total system cost	Richmond Hill miles: total route Richmond Hill hours: Route hours Richmond Hill collections Richmond Hill hours: total system hours
Employee benefits Injuries and damages Administration	Average system cost over last ten years Administration	Flat charge per mile 7% surcharge on all costs excluding rent of facilities
Taxes for any loop within northern portion Any other charge which may be directly attributable to North Yonge operation	Actual charge	Actual

An Act respecting
the Town of Richmond Hill

1st Reading

December 1st, 1960

2nd Reading

3rd Reading

MR. MACKENZIE

(*Private Bill*)

BILL Pr12

2ND SESSION, 26TH LEGISLATURE, ONTARIO
9-10 ELIZABETH II, 1960-61

An Act respecting the Town of Richmond Hill

MR. MACKENZIE

(Reprinted as amended by the Committee on Private Bills)

BILL Pr12

1960-61

An Act respecting the Town of Richmond Hill

WHEREAS The Corporation of the Town of Richmond Hill by its petition has prayed for special legislation in respect of the matters hereinafter set forth; and whereas it is expedient to grant the prayer of the petition;

Preamble

Therefore, Her Majesty, by and with the advice and consent of the Legislative Assembly of the Province of Ontario, enacts as follows:

1.—(1) The Agreement made between The Corporation of the Town of Richmond Hill and the corporations of the townships of Markham and Vaughan and the Toronto Transit Commission, dated the 2nd day of January, 1960, for the operation of a motor bus service in such municipalities, set out as the Schedule hereto as herein amended, is hereby validated and confirmed and declared binding upon the parties thereto.

Agreement validated

(2) Nothing in this Act or the Agreement shall be construed as affecting the powers conferred on the Minister of Transport by *The Public Vehicles Act*.

Effect of Act

R.S.O. 1960,
c. 337

(3) Paragraph 1 of the Agreement is amended by striking out "In addition the Commission will, under terms and conditions subsequently to be agreed to by the Commission and the Corporations, extend its bus operations north on Yonge Street or to other streets or areas within the boundaries of the said Corporations" in the fourth, fifth, sixth and seventh lines thereof.

Agreement amended

(4) The reference in paragraph 17 of the Agreement to the Minister of Highways shall be deemed to be a reference to the Minister of Transport.

Reference to Minister in Agreement

2. In the event of the revenue from the operation of the motor bus service being greater or less than the operating costs, the surplus revenue or deficit, as the case may be,

Surplus revenue or deficit

shall be divided among or paid by the municipalities, parties to the Agreement, in the following proportions:

1. The Corporation of the Town of Richmond Hill, 50 per cent;
2. The Corporation of the Township of Markham, 25 per cent;
3. The Corporation of the Township of Vaughan, 25 per cent.

By-laws
re surplus
or deficit

3. By-laws may be passed by the councils of each of such municipalities,

- (a) providing that any deficit in the operation of any bus line in the municipality shall be assessed against, and any surplus shall be credited to, the rateable property in the area within the municipality defined in the by-law; or
- (b) providing that any such deficit shall be assessed against the rateable property in the whole municipality, and that any such surplus shall be credited to the general funds of the municipality.

Commence-
ment

4. This Act comes into force on the day it receives Royal Assent.

Short title

5. This Act may be cited as *The Town of Richmond Hill Act, 1960-61*.

SCHEDULE

THIS AGREEMENT made this 2nd day of January, One thousand nine hundred and Sixty.

BETWEEN:

THE CORPORATION OF THE TOWNSHIP OF MARKHAM,
THE CORPORATION OF THE TOWNSHIP OF VAUGHAN, and
THE CORPORATION OF THE TOWN OF RICHMOND HILL,
hereinafter called the Corporations,

OF THE FIRST PART,

— and —

TORONTO TRANSIT COMMISSION,
hereinafter called the Commission,

OF THE SECOND PART.

WHEREAS the Corporations have requested the Commission to operate a motor bus service on Yonge Street from the northerly limits of the Municipality of Metropolitan Toronto to the Commission's present bus loop in Richmond Hill;

AND WHEREAS the Commission is by Section 108 of *The Municipality of Metropolitan Toronto Act*, R.S.O. 1953, Chapter 73 and amendments thereto, empowered to enter into an agreement with the Corporations upon the terms therein provided;

AND WHEREAS the Commission has agreed with the Corporations to operate a motor bus service as hereinafter set out;

AND WHEREAS by By-law No. 1791 of the Township of Markham, by By-law No. 2402 of the Township of Vaughan, and by By-law No. 905 of the Town of Richmond Hill, the Corporations have authorized the execution and delivery of this agreement.

NOW THEREFORE THIS AGREEMENT WITNESSETH that the parties hereto have agreed as follows:

1. The Commission will, provided the terms hereof are fulfilled, operate by motor buses transportation service on Yonge Street between the northern limit of Metropolitan Toronto and the Commission's present bus loop in Richmond Hill. In addition the Commission will, under terms and conditions subsequently to be agreed to by the Commission and the Corporations, extend its bus operations north on Yonge Street or to other streets or areas within the boundaries of the said Corporations.

2. It is agreed between the parties hereto that if the boundary of Metropolitan Toronto is extended north during the term of this agreement the Commission will be responsible for providing transportation service within the Metro Area without cost to the Corporations. In the event of such an extension the Corporations will within thirty days notify the Commission of what percentage changes, if any, are to be made in the percentage set out in paragraphs 13 and 14 hereof and if the Corporations are unable to reach an agreement with respect to the percentage the question shall be referred to the Ontario Municipal Board for a decision, which said decision shall be binding on the parties hereto.

3. The said service shall be furnished by motor buses of modern type capable of maintaining a satisfactory speed and giving adequate and reasonable service.

4. The Commission shall have the sole management of the said service and shall arrange for the motor buses, crews, and necessary equipment, hours of service, running time, stops and everything else necessary or incidental to the said service. Provided the Corporations may from time

to time request changes in the service and, in the event there is any dispute in regard to such changes, the dispute may be referred to the Ontario Municipal Board for decision.

5. The Commission, subject to the approval of the Corporations, shall fix the tolls and fares to be charged on the said motor bus service and in general shall endeavour to fix such tolls and fares that the revenue derived from the operation of such service shall be sufficient to meet the full cost thereof. In case one or more of the Corporations object to the tolls and fares charged or proposed to be charged by the Commission, the matter shall be determined by the Ontario Municipal Board, the decision of which shall be final.

6. It is mutually agreed between the parties hereto:

- (a) The Corporations will during the term of this agreement take all means within their power to ensure to the Commission the exclusive right to furnish local motor bus passenger transportation on Yonge Street, except as otherwise herein provided;
- (b) The Corporations will pass and enforce such by-laws as they may legally pass to prevent the operation of motor buses within the Corporations whose operation would be in competition with the Yonge Street service;
- (c) During the term of this agreement the Corporations of the Townships of Markham and Vaughan do hereby grant to the Commission the exclusive right to furnish local motor bus passenger transportation in the area lying north of the northern limit of Metropolitan Toronto bounded by Bathurst Street, Elgin Mills sideroad and Bayview Avenue, including those three streets;
- (d) That the carriage of passengers to and from points north of the north side of the crossroads at Yonge Street and Elgin Mills sideroad, west of the west side of Bathurst Street or east of the east side of Bayview Avenue, from or to points within the area served by the North Yonge motor bus service, or the operation of school buses for carrying children to and from school by any of the Corporations shall not be deemed competition;
- (e) That the rights granted to the Commission shall not extend to the carriage of passengers in the Town of Richmond Hill on the route on which other than T.T.C. motor buses now operate, or such other route in the Town of Richmond Hill as may be authorized by the Town of Richmond Hill;
- (f) The Commission will not either itself or through any company or corporation which it directly or indirectly controls operate any system of buses or service so as to compete with the terms of this agreement.

7. When any of the Corporations desire to do any work which may in any way affect the said motor bus service, it shall, except in cases of emergency, give the Commission reasonable notice thereof.

8. All claims or actions for alleged negligence in the operation of said service shall be made against the Commission and dealt with by it and the Commission shall have, through its solicitors, the conduct and control of such claims and actions and of any action brought against the Corporations or any of them in respect of such alleged negligence and may defend or compromise the same as it deems expedient.

9. The Commission is to be allowed the sum of seven (7%) per cent of the gross total expenses of operation to reimburse it for its cost of administration and management in connection with the operation of the said motor bus service and such moneys shall be retained by the Commission for its own use.

10. Within ninety (90) days after the close of each calendar year the Commission will submit a report to the Corporations giving a complete financial statement of its operations of the said bus service during the preceding year and such statement shall, if the Corporations or any of them so desire, be subject to an audit by one independent auditor to be agreed on by the Corporations and the Commission, or, in case of dispute, to be selected by the Ontario Municipal Board. Should adjustments to this statement later become necessary such adjustments will be made in the accounts of the year following.

11. Once in each year during the currency of this agreement the Corporations shall have the right to an independent audit by a licensed auditor of the books and vouchers of the Commission dealing with the operations of the said motor bus service. In the event the Corporations and the Commission are unable to agree upon an auditor the Ontario Municipal Board shall have power to select one to make such audit.

12. It is agreed by the parties hereto that, in determining the costs of operating the transportation services herein provided for, the operating expenses will be accounted for under the following classifications:

Equipment maintenance
Garage expense
Transportation expense
General and Miscellaneous
Rent of facilities
Administration
Taxes

The elements and items of costs to be entered under each of the above classifications will be determined or apportioned in accordance with existing T.T.C. accounting practice except where otherwise provided. Appendix "A" attached hereto sets out the basis to be used in distributing charges under existing operating conditions. It is agreed that should operating conditions change materially during the life of the agreement the basis of distributing charges may be amended by agreement between the parties.

In Appendix "A" where the distribution of charges is to be based on mileage, a ten per cent deduction will be allowed to offset the effects of speed differential. However, this deduction does not apply to the charge for injuries and damages.

In assessing rent of facilities, rent will be computed on the initial cost of the asset amortized at the rate of five (5) per centum over the regular T.T.C. depreciation life of the facility.

13. Should the gross revenue exceed the cost of operation the Corporations shall receive the surplus revenue quarterly in the following proportions:

The Corporation of the Township of Markham..	25 per cent
The Corporation of the Township of Vaughan...	25 per cent
The Corporation of the Town of Richmond Hill.	50 per cent

14. If for any reason the quarterly revenue from the said motor bus service shall be insufficient to meet the cost of operation and maintenance for such period the Corporations shall pay to the Commission forthwith on demand the amount of any such deficiency in the following proportions:

The Corporation of the Township of Markham..	25 per cent
The Corporation of the Township of Vaughan...	25 per cent
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15. In the event of the neglect of any of the Corporations to pay their proper proportion of any amount provided for by the next preceding paragraph within thirty (30) days of demand the Commission may, without further notice, discontinue the operation of the said bus service and it and the other parties hereto may recover from the Corporation in default any damage sustained by reason of such default, but such discontinuance of operation shall not release any party hereto from its obligations under this agreement. And provided further that the Corporations not in default, without prejudice to their rights under this agreement, may at their option pay the amount in default by the other Corporation or Corporations and shall have the right to recover the amount of such payment from any such Corporation in default, and in such event the Commission shall continue operation of the said bus service.

16. This agreement shall continue in force for a period of ten years. Provided, however, that the Corporations may, upon first giving to the Commission one year's notice in writing of their intention so to do, terminate this agreement on the 1st day of January, 1965, or on the first day of January in any year thereafter.

17. Should the motor bus service contemplated by this agreement cease operation at any time during its currency by reason of default of the Corporations, Gray Coach Lines Limited, the subsidiary of the Commission, may forthwith apply to the Minister of Highways for the right to operate motor buses or coaches on Yonge Street and within the area covered by this agreement either under the permit now held by this Company or a new permit to be granted, and each of the Corporations will upon request of the Commission consent in writing to the granting of such application by the Minister and undertake not to give any similar consent to any other person, other than one or more of such Corporations. Should one or more of such Corporations apply for such rights, Gray Coach Lines Limited shall not be precluded in any way from proceeding with its application as aforesaid.

18. The parties agree to use their best endeavours to have this agreement ratified and confirmed by legislation at the next ensuing session of the Legislature of the Province of Ontario.

IN WITNESS WHEREOF the parties hereto have hereunto affixed their respective corporate seals attested by the hands of their proper officers in that behalf.

SIGNED, SEALED AND DELIVERED:

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W. L. CLARK, *Reeve.*
H. C. T. CRISP, *Clerk.*
(Corporate Seal)

THE CORPORATION OF THE TOWNSHIP OF VAUGHAN:

J. PERRY, *Reeve.*
J. M. McDONALD, *Clerk.*
(Corporate Seal)

THE CORPORATION OF THE TOWN OF RICHMOND HILL:

K. W. TOMLIN, *Mayor.*
R. LYNETT, *Clerk.*
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TORONTO TRANSIT COMMISSION:

C. C. DOWNEY, *Chairman.*
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Appendix "A"

<i>Relevant Accounts</i>	<i>Base for Distribution</i>	<i>Ratio</i>
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Employee benefits Injuries and damages Administration	Average system cost over last ten years Administration Actual charge	Flat charge per mile 7% surcharge on all costs excluding rent of facilities Actual
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An Act respecting
the Town of Richmond Hill

1st Reading

December 1st, 1960

2nd Reading

3rd Reading

MR. MACKENZIE

*(Reprinted as amended by the
Committee on Private Bills)*

BILL Pr12

2ND SESSION, 26TH LEGISLATURE, ONTARIO
9-10 ELIZABETH II, 1960-61

An Act respecting the Town of Richmond Hill

MR. MACKENZIE

BILL Pr12

1960-61

An Act respecting the Town of Richmond Hill

WHEREAS The Corporation of the Town of Richmond Hill by its petition has prayed for special legislation in respect of the matters hereinafter set forth; and whereas it is expedient to grant the prayer of the petition; Preamble

Therefore, Her Majesty, by and with the advice and consent of the Legislative Assembly of the Province of Ontario, enacts as follows:

1.—(1) The Agreement made between The Corporation of the Town of Richmond Hill and the corporations of the townships of Markham and Vaughan and the Toronto Transit Commission, dated the 2nd day of January, 1960, for the operation of a motor bus service in such municipalities, set out as the Schedule hereto as herein amended, is hereby validated and confirmed and declared binding upon the parties thereto. Agreement validated

(2) Nothing in this Act or the Agreement shall be construed as affecting the powers conferred on the Minister of Transport by *The Public Vehicles Act*. Effect of Act
R.S.O. 1960,
c. 337

(3) Paragraph 1 of the Agreement is amended by striking out "In addition the Commission will, under terms and conditions subsequently to be agreed to by the Commission and the Corporations, extend its bus operations north on Yonge Street or to other streets or areas within the boundaries of the said Corporations" in the fourth, fifth, sixth and seventh lines thereof. Agreement amended

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By-laws
re surplus
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3. By-laws may be passed by the councils of each of such municipalities,

- (a) providing that any deficit in the operation of any bus line in the municipality shall be assessed against, and any surplus shall be credited to, the rateable property in the area within the municipality defined in the by-law; or
- (b) providing that any such deficit shall be assessed against the rateable property in the whole municipality, and that any such surplus shall be credited to the general funds of the municipality.

Commence-
ment

4. This Act comes into force on the day it receives Royal Assent.

Short title

5. This Act may be cited as *The Town of Richmond Hill Act, 1960-61*.

SCHEDULE

THIS AGREEMENT made this 2nd day of January, One thousand nine hundred and Sixty.

BETWEEN:

THE CORPORATION OF THE TOWNSHIP OF MARKHAM,
THE CORPORATION OF THE TOWNSHIP OF VAUGHAN, and
THE CORPORATION OF THE TOWN OF RICHMOND HILL,
hereinafter called the Corporations,

OF THE FIRST PART,

— and —

TORONTO TRANSIT COMMISSION,
hereinafter called the Commission,

OF THE SECOND PART.

WHEREAS the Corporations have requested the Commission to operate a motor bus service on Yonge Street from the northerly limits of the Municipality of Metropolitan Toronto to the Commission's present bus loop in Richmond Hill;

AND WHEREAS the Commission is by Section 108 of *The Municipality of Metropolitan Toronto Act*, R.S.O. 1953, Chapter 73 and amendments thereto, empowered to enter into an agreement with the Corporations upon the terms therein provided;

AND WHEREAS the Commission has agreed with the Corporations to operate a motor bus service as hereinafter set out;

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2. It is agreed between the parties hereto that if the boundary of Metropolitan Toronto is extended north during the term of this agreement the Commission will be responsible for providing transportation service within the Metro Area without cost to the Corporations. In the event of such an extension the Corporations will within thirty days notify the Commission of what percentage changes, if any, are to be made in the percentage set out in paragraphs 13 and 14 hereof and if the Corporations are unable to reach an agreement with respect to the percentage the question shall be referred to the Ontario Municipal Board for a decision, which said decision shall be binding on the parties hereto.

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4. The Commission shall have the sole management of the said service and shall arrange for the motor buses, crews, and necessary equipment, hours of service, running time, stops and everything else necessary or incidental to the said service. Provided the Corporations may from time

to time request changes in the service and, in the event there is any dispute in regard to such changes, the dispute may be referred to the Ontario Municipal Board for decision.

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6. It is mutually agreed between the parties hereto:

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- (c) During the term of this agreement the Corporations of the Townships of Markham and Vaughan do hereby grant to the Commission the exclusive right to furnish local motor bus passenger transportation in the area lying north of the northern limit of Metropolitan Toronto bounded by Bathurst Street, Elgin Mills sideroad and Bayview Avenue, including those three streets;
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K. W. TOMLIN, *Mayor.*

(Corporate Seal) R. LYNETT, *Clerk.*

TORONTO TRANSIT COMMISSION:

C. C. DOWNEY, *Chairman.*

(Corporate Seal) H. E. PETTETT, *Secretary.*

Appendix "A"

<i>Relevant Accounts</i>	<i>Base for Distribution</i>	<i>Ratio</i>
Equipment maintenance—General	Total cost Red Bus Fleet	Richmond Hill miles; Red Bus miles
Garage expenses—General		
Other transportation expense		
Rental maintenance and Operating Garages		
Licenses		
Fire and Theft insurance		Richmond Hill hours; Red Bus hours
Eglinton Garage Maintenance		
Eglinton Garage facilities	Total cost of surface operations at Eglinton Division	Richmond Hill miles; Eglinton Surface miles
Operating labour and allowances	Total cost of operating labour and allowances	Richmond Hill hours; Total route hours excluding terminal time
Operating labour and allowances at terminal	Eglinton Terminal time including loaders	Richmond Hill miles; total route
Rental of buses	Actual Rental of Buses used on route	Richmond Hill hours; Route hours
Tickets, transfers, etc.	Total system cost	Richmond Hill collections
Employee benefits		Richmond Hill hours; total system hours
Injuries and damages		
Administration	Average system cost over last ten years Administration	Flat charge per mile
Taxes for any loop within northern portion	Actual charge	7% surcharge on all costs excluding rent of facilities
Any other charge which may be directly attributable to North Yonge operation		Actual

An Act respecting
the Town of Richmond Hill

1st Reading

December 1st, 1960

2nd Reading

January 30th, 1961

3rd Reading

February 9th, 1961

MR. MACKENZIE

BILL Pr13

2ND SESSION, 26TH LEGISLATURE, ONTARIO
9-10 ELIZABETH II, 1960-61

An Act respecting Meadowvale Botanical Gardens

MR. DAVIS

(PRIVATE BILL)

BILL Pr13

1960-61

An Act respecting Meadowvale Botanical Gardens

WHEREAS Meadowvale Botanical Gardens, a corpora- Preamble
tion incorporated under *The Corporations Act, 1953*, by 1953, c. 19
its petition has prayed for special legislation in respect of the
matters hereinafter set forth; and whereas it is expedient to
grant the prayer of the petition;

Therefore, Her Majesty, by and with the advice and consent
of the Legislative Assembly of the Province of Ontario, enacts
as follows:

1.—(1) Notwithstanding any special or general Act, the Tax
council of The Corporation of the Township of Toronto may exemption
pass by-laws exempting from taxes for municipal or school
purposes or both, other than local improvement rates, the
land, as defined in *The Assessment Act*, of Meadowvale Botani- R.S.O. 1950,
cal Gardens situate in the Township of Toronto, in the County c. 24
of Peel, and being composed of parts of Lots 11 and 12 in
the Third Concession west of Hurontario Street, more par-
ticularly described in the Schedule hereto, provided that the
land is owned or leased by Meadowvale Botanical Gardens
and occupied by, used solely and carried on for the purposes
of Meadowvale Botanical Gardens, on such conditions as
may be set out in the by-law.

(2) The council may by by-law cancel all arrears of taxes and Cancellation
any interest or penalties thereon for the period from January 1, of arrears
1960, until the day this Act comes into force, levied by
the Township of Toronto in respect of such land, and release
Meadowvale Botanical Gardens and its property from all
liability therefor.

2. This Act comes into force on the day it receives Royal Commence-
Assent. ment

3. This Act may be cited as *The Meadowvale Botanical* Short title
Gardens Act, 1960-61.

SCHEDULE

ALL AND SINGULAR that certain parcel or tract of land and premises, situate, lying and being in the Township of Toronto, in the County of Peel, and being composed of Part of Lots 11 and 12 in the Third Concession, West of Hurontario Street, and which said parcel of land may be more particularly described as follows:

Premising that the course of the Road Allowance between Lots 10 and 11 across the West half of Concession 3, W.H.S., has a course of N. $38^{\circ} 34'$ E. and relating all bearings herein thereto:

COMMENCING at iron bar planted in the north-westerly limit of the said road allowance between Lots 10 and 11 distant $1519' 11''$ measured north-easterly therealong from the most southerly angle of Lot 11;

Thence N. $46^{\circ} 10'$ W. along a fence line a distance of $1609' 7\frac{1}{4}''$ to an iron bar planted in the easterly limit of the lands of the Canadian Pacific Railway;

Thence N. $4^{\circ} 26'$ E. therealong $302' 1\frac{1}{4}''$ to an iron pipe planted;

Thence continuing northerly along the easterly limit thereof along a wire fence being on a circular curve of a radius of $1713' 0''$ the chord of which has a bearing of N. $9^{\circ} 02'$ E. and a distance of $437' 3\frac{1}{4}''$ to an iron pipe planted in the existing limit between Lots 11 and 12;

Thence N. $37^{\circ} 10'$ E. therealong $192' 6''$ to an iron pipe planted in the limit between the East and West halves of Lot 12;

Thence N. $45^{\circ} 47'$ W. a distance of $299' 0''$ to an iron pipe planted;

Thence N. $44^{\circ} 37'$ W. still along the limit between the East and West halves of Lot 12 a distance of $886' 7\frac{1}{4}''$ to an iron pipe planted;

Thence N. $43^{\circ} 55'$ W. therealong $418' 9\frac{1}{2}''$ to an iron pipe planted;

Thence S. $77^{\circ} 33'$ E. a distance of $140' 0''$ to a point in the south-westerly limit of the lands of the Canadian Pacific Railway;

Thence N. $11^{\circ} 48'$ E. a distance of $268' 11\frac{1}{2}''$ to an iron pipe planted;

Thence N. $38^{\circ} 54'$ E. a distance of $66' 0''$ to a point in the north-easterly limit thereof;

Thence N. $30^{\circ} 08'$ E. a distance of $512' 3''$ to an iron bar planted;

Thence N. $52^{\circ} 03'$ E. a distance of $223' 1\frac{1}{4}''$ to an iron pipe planted;

Thence N. $32^{\circ} 52'$ E. a distance of $240' 0''$ to an iron pipe planted;

Thence S. $67^{\circ} 31'$ E. a distance of $464' 7\frac{1}{4}''$ to an iron pipe planted;

Thence S. $32^{\circ} 13'$ E. a distance of $221' 11''$ to an iron bar planted;

Thence in a southerly direction along the westerly bank of a westerly branch of the Credit River as shown on the attached Plan through the following courses and distances:—

S. $17^{\circ} 30'$ W. a distance of $428' 5''$;

S. $7^{\circ} 26'$ W. a distance of $254' 2\frac{1}{2}''$;

S. $62^{\circ} 45'$ E. a distance of $516' 2\frac{1}{2}''$;

to the intersection with the westerly bank of the main channel of the Credit River;

Thence in a southerly direction therealong as shown on the attached Plan through the following courses and distances:

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 S. 23° 55' W. a distance of 274' 5";
 S. 6° 03' W. a distance of 471' 0";

to the intersection with the north-westerly limit of the road allowance between Lots 10 and 11;

Thence south-westerly therealong 672' 11½" to the point of commencement.

SAVING AND EXCEPTING thereout and therefrom those lands now owned by the Canadian Pacific Railway and described more particularly as follows:

COMMENCING at an iron pipe planted at the intersection of the easterly limit thereof and the limit between the East and West halves of Lot 12, distant 182' 9½" measured north-westerly therealong from the south-easterly limit of Lot 12;

Thence northerly in a circular curve to the left having a radius of 1436' 6", an arc distance of 1383' 9½" to the end of the said curve;

Thence N. 51° 06' W. a distance of 282' 9½";

Thence S. 38° 54' W. a distance of 66' 0";

Thence S. 51° 06' E. a distance of 282' 9½";

Thence southerly along a circular curve to the right having a radius of 1368' 6", an arc distance of 941' 2½";

Thence S. 4° 23' W. a distance of 65' 9½";

Thence S. 5° 51' E. a distance of 200' 8½" to the said limit between the East and West halves of Lot 12;

Thence south-easterly therealong 116' 2½" to the point of commencement.

Subject to a right-of-way over a 66' strip of land in favour of The Hydro-Electric Power Commission to erect and maintain at all times a transmission line together also with the right to keep the said right-of-way clear of trees and structures as set forth in registered Instrument No. 43628, and which said lands are described in registered Instrument No. 116510 for the Township of Toronto and shown outlined in red on the Plan of Survey made by H. D. Sewell, O.L.S., and dated the 8th day of October, 1958, attached to the said Instrument.

An Act respecting
Meadowvale Botanical Gardens

1st Reading

2nd Reading

3rd Reading

MR. DAVIS

(*Private Bill*)

BILL Pr13

2ND SESSION, 26TH LEGISLATURE, ONTARIO
9-10 ELIZABETH II, 1960-61

An Act respecting Meadowvale Botanical Gardens

MR. DAVIS

(Reprinted as amended by the Committee on Private Bills)

BILL Pr13

1960-61

An Act respecting Meadowvale Botanical Gardens

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its petition has prayed for special legislation in respect of the
matters hereinafter set forth; and whereas it is expedient to
grant the prayer of the petition;

Therefore, Her Majesty, by and with the advice and consent
of the Legislative Assembly of the Province of Ontario, enacts
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1.—(1) Notwithstanding any special or general Act, the Tax
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pass by-laws exempting from taxes for municipal or school
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of Peel, and being composed of parts of Lots 11 and 12 in
the Third Concession west of Hurontario Street, more par-
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by, used solely and carried on for the purposes of Meadowvale
Botanical Gardens, on such conditions as may be set out in
the by-law.

(2) The council may by by-law cancel all arrears of taxes and Cancellation
any interest or penalties thereon for the period from January 1, of arrears
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Meadowvale Botanical Gardens and its property from all
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SCHEDULE

ALL AND SINGULAR that certain parcel or tract of land and premises, situate, lying and being in the Township of Toronto, in the County of Peel, and being composed of Part of Lots 11 and 12 in the Third Concession, West of Hurontario Street, and which said parcel of land may be more particularly described as follows:

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COMMENCING at iron bar planted in the north-westerly limit of the said road allowance between Lots 10 and 11 distant 1519' 11" measured north-easterly therealong from the most southerly angle of Lot 11;

Thence N. 46° 10' W. along a fence line a distance of 1609' 7¼" to an iron bar planted in the easterly limit of the lands of the Canadian Pacific Railway;

Thence N. 4° 26' E. therealong 302' 1¼" to an iron pipe planted;

Thence continuing northerly along the easterly limit thereof along a wire fence being on a circular curve of a radius of 1713' 0" the chord of which has a bearing of N. 9° 02' E. and a distance of 437' 3¼" to an iron pipe planted in the existing limit between Lots 11 and 12;

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Thence N. 30° 08' E. a distance of 512' 3" to an iron bar planted;

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Thence in a southerly direction along the westerly bank of a westerly branch of the Credit River as shown on the attached Plan through the following courses and distances:—

S. 17° 30' W. a distance of 428' 5";

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Thence in a southerly direction therealong as shown on the attached Plan through the following courses and distances:

S. $22^{\circ} 39'$ E. a distance of $568' 0''$;
 S. $67^{\circ} 45'$ E. a distance of $156' 2\frac{1}{2}''$;
 S. $34^{\circ} 29'$ E. a distance of $566' 0''$;
 S. $8^{\circ} 55'$ W. a distance of $357' 0''$;
 S. $44^{\circ} 57'$ E. a distance of $110' 5''$;
 S. $75^{\circ} 17'$ E. a distance of $275' 6''$;
 N. $71^{\circ} 02'$ E. a distance of $265' 9\frac{1}{2}''$;
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 S. $23^{\circ} 55'$ W. a distance of $274' 5''$;
 S. $6^{\circ} 03'$ W. a distance of $471' 0''$;

to the intersection with the north-westerly limit of the road allowance between Lots 10 and 11;

Thence south-westerly therealong $672' 11\frac{1}{2}''$ to the point of commencement.

SAVING AND EXCEPTING thereout and therefrom those lands now owned by the Canadian Pacific Railway and described more particularly as follows:

COMMENCING at an iron pipe planted at the intersection of the easterly limit thereof and the limit between the East and West halves of Lot 12, distant $182' 9\frac{1}{2}''$ measured north-westerly therealong from the south-easterly limit of Lot 12;

Thence northerly in a circular curve to the left having a radius of $1436' 6''$, an arc distance of $1383' 9\frac{1}{2}''$ to the end of the said curve;

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An Act respecting
Meadowvale Botanical Gardens

1st Reading

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3rd Reading

MR. DAVIS

(Reprinted as amended by the
Committee on Private Bills)

BILL Pr13

2ND SESSION, 26TH LEGISLATURE, ONTARIO
9-10 ELIZABETH II, 1960-61

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BILL Pr13

1960-61

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Thence south-westerly therealong 672' 11½" to the point of commencement.

SAVING AND EXCEPTING thereout and therefrom those lands now owned by the Canadian Pacific Railway and described more particularly as follows:

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Subject to a right-of-way over a 66' strip of land in favour of The Hydro-Electric Power Commission to erect and maintain at all times a transmission line together also with the right to keep the said right-of-way clear of trees and structures as set forth in registered Instrument No. 43628, and which said lands are described in registered Instrument No. 116510 for the Township of Toronto and shown outlined in red on the Plan of Survey made by H. D. Sewell, O.L.S., and dated the 8th day of October, 1958, attached to the said Instrument.

An Act respecting
Meadowvale Botanical Gardens

1st Reading

December 1st, 1960

2nd Reading

January 25th, 1961

3rd Reading

January 31st, 1961

MR. DAVIS

BILL Pr14

2ND SESSION, 26TH LEGISLATURE, ONTARIO
9-10 ELIZABETH II, 1960-61

An Act respecting the Town of Arnprior

MR. HAMILTON

(PRIVATE BILL)

BILL 14

1960-61

An Act respecting the Town of Arnprior

WHEREAS The Corporation of the Town of Arnprior, Preamble
 herein called the Corporation, by its petition has prayed
 for special legislation with respect to the issuing of debentures
 to provide for expenditures incurred in the construction of an
 extension to the existing waterworks system, sewer system
 and sidewalks and to provide for the cost of gravel roads in
 the Town of Arnprior; and whereas it is expedient to grant
 the prayer of the petition;

Therefore, Her Majesty, by and with the advice and consent
 of the Legislative Assembly of the Province of Ontario, enacts
 as follows:

1.—(1) The council of the Corporation may pass a by-law, Local improvement by-law authorized
 without obtaining the approval of the Ontario Municipal
 Board,

- (a) to borrow the sum of \$4,831.59 upon debentures made payable in not more than fifteen years for a portion of the expenditures incurred in the construction of house service connections on John Street at a cost of \$718.83, sidewalks on John Street at a cost of \$2,135.11 and house service connections on Edey Street at a cost of \$1,977.65, and the interest and charges relating thereto, as set out in Schedule A hereto; and
- (b) to raise the Corporation's portion of such debt, as set out in Schedule A hereto, and interest thereon by a rate sufficient therefor upon all the rateable property in the municipality.

(2) The house service connections on John Street and side-Works deemed local improvements
 walks on John Street and house service connections on Edey
 Street, described in Schedule A hereto, shall be deemed to
 have been constructed as local improvements under *The Local* R.S.O. 1950, c. 215
Improvement Act.

Special
assessment
rolls

(3) The council of the Corporation shall cause special assessment rolls to be prepared in the manner provided in *The Local Improvement Act*.

Court of
revision

(4) When the special assessment rolls have been prepared, the council of the Corporation shall cause courts of revision to be held and shall cause notice of the courts of revision to be given to each owner of property abutting on such work in accordance with the last revised assessment roll, and notice of such courts of revision shall be published in accordance with *The Local Improvement Act*.

Validity of
assessment
rolls

(5) The clerk of the Corporation shall make such corrections in the special assessment rolls in respect of such work as are necessary to give effect to the decisions of the courts of revision, and such rolls, when so corrected, shall be certified by the clerk and, when so certified, except in so far as they may be further amended on appeal to the judge of the county court, such rolls and the special assessments shall be valid and binding upon all persons concerned and upon the lands specially assessed, and the works in respect of which such special assessment rolls have been made and certified shall be conclusively deemed to have been lawfully undertaken and proceeded with pursuant to and in accordance with the provisions of *The Local Improvement Act*.

Special
assessments

(6) When the special assessments have become valid and binding in accordance with subsection 5, the council of the Corporation is authorized to impose by by-law the special assessments set forth in the special assessment rolls upon the lands liable therefor as therein set forth.

Term of
special
assessments

(7) The special assessments in respect of the works, with a sum sufficient to cover interest thereon at the rate of $6\frac{1}{2}$ per cent per annum, shall be payable in fifteen equal annual instalments.

Application
of R.S.O.
1950, c. 215

(8) The provisions of *The Local Improvement Act*, except where inconsistent with this Act, apply to the preparation of such special assessment rolls, the holding of courts of revision and any other proceedings to be taken under this Act.

Debenture
by-law
re sewers,
watermains

2.—(1) The council of the Corporation may pass a by-law, without obtaining the approval of the Ontario Municipal Board, to borrow the sum of \$15,240.06 upon debentures made payable in not more than ten years to pay for the expenditures incurred in the construction of the sewer and watermains on John Street, the sewer on Edey Street, and any interest charges relating thereto, which debentures are repayable by special rate on all the rateable property of the Town of Arnprior.

(2) The council of the Corporation shall provide that the cost of the gravel roads on John Street, amounting to \$1,028.35, shall be provided for in the levy for general purposes for the year 1961.

3.—(1) The council of the Corporation may pass a by-law, without obtaining the approval of the Ontario Municipal Board, Local improvement by-law authorized

(a) to borrow the sum of \$16,000 upon debentures made payable in not more than fifteen years for a portion of the expenditures incurred in the construction of watermains and house service connections on Charles Street, and any interest and charges relating thereto, as set out in Schedule B hereto; and

(b) to raise the Corporation's portion of such debt, as set out in Schedule B hereto, and interest thereon by a rate sufficient therefor upon all the rateable property in the municipality,

and the by-law when duly passed shall be legal, valid and binding upon the Corporation and the ratepayers thereof.

(2) The watermain and house service connections on Charles Street, described in Schedule B hereto, shall be deemed to have been constructed as local improvements under *The Local Improvement Act*. Works deemed local improvement

(3) The council of the Corporation shall cause special assessment rolls to be prepared in the manner provided in *The Local Improvement Act*. Special assessment rolls

(4) When the special assessment rolls have been prepared, the council of the Corporation shall cause courts of revision to be held and shall cause notice of the courts of revision to be given to each owner of property abutting on such work in accordance with the last revised assessment roll, and notice of such courts of revision shall be published in accordance with *The Local Improvement Act*. Courts of revision

(5) The clerk of the Corporation shall make such corrections in the special assessment rolls in respect of such work as are necessary to give effect to the decisions of the courts of revision, and such rolls, when so corrected, shall be certified by the clerk and, when so certified, except in so far as they may be further amended on appeal to the judge of the county court, such rolls and the special assessments shall be valid and binding upon all persons concerned and upon the lands specially assessed, and the works in respect of which such Validity of assessment rolls

special assessment rolls have been made and certified shall be conclusively deemed to have been lawfully undertaken and proceeded with pursuant to and in accordance with the provisions of *The Local Improvement Act*.

Special
assessments

(6) When the special assessments have become valid and binding in accordance with subsection 5, the council of the Corporation is authorized to impose by by-law the special assessments set forth in the special assessment rolls upon the lands liable therefor as therein set forth.

Term of
special
assessments

(7) The special assessments in respect of the watermains and house service connections with a sum sufficient to cover interest thereon at the rate of $6\frac{1}{2}$ per cent per annum shall be payable in fifteen equal annual instalments.

Application
of R.S.O.
1950, c. 215

(8) The provisions of *The Local Improvement Act*, except where inconsistent with this Act, apply to the preparation of such special assessment rolls, the holding of courts of revision and any other proceedings to be taken under this Act.

Commence-
ment

4. This Act comes into force on the day it receives Royal Assent.

Short title

5. This Act may be cited as *The Town of Arnprior Act, 1960-61*.

SCHEDULE A

	Labour	Machine	Material	Engineering 5 per cent	Interest and Cont.	Property Owners' Share	Corporation Share	Total
JOHN STREET								
House Service Connections	\$ 85.45	\$ 23.40	\$ 459.05	\$28.40	\$122.53	\$ 718.83	.....	\$ 718.83
Sidewalks.....	710.38	105.75	824.98	84.31	364.69	1,578.95	\$556.16	2,135.11
EDEY STREET								
House Service Connections.....	197.75	23.61	1,340.28	77.98	338.03	1,977.65	.....	1,977.65

5

SCHEDULE B

Description of work—10" cast iron Water Main and House Service Connections.

Location—Charles Street, Registered Plan No. 129, from King's Highway No. 17 to the easterly limit of Charles Street, a distance of 1,740 feet.

Total Cost (based on 6" cast iron water main).....\$16,000.00

Distribution of Cost—
Property Owners' Share.....\$ 7,923.56
Corporation Share.....8,076.44

\$16,000.00

An Act respecting
the Town of Arnprior

1st Reading

2nd Reading

3rd Reading

MR. HAMILTON

(Private Bill)

BILL Pr14

2ND SESSION, 26TH LEGISLATURE, ONTARIO
9-10 ELIZABETH II, 1960-61

An Act respecting the Town of Arnprior

MR. HAMILTON

BILL 14

1960-61

An Act respecting the Town of Arnprior

WHEREAS The Corporation of the Town of Arnprior, Preamble herein called the Corporation, by its petition has prayed for special legislation with respect to the issuing of debentures to provide for expenditures incurred in the construction of an extension to the existing waterworks system, sewer system and sidewalks and to provide for the cost of gravel roads in the Town of Arnprior; and whereas it is expedient to grant the prayer of the petition;

Therefore, Her Majesty, by and with the advice and consent of the Legislative Assembly of the Province of Ontario, enacts as follows:

1.—(1) The council of the Corporation may pass a by-law, Local improvement by-law authorized without obtaining the approval of the Ontario Municipal Board,

- (a) to borrow the sum of \$4,831.59 upon debentures made payable in not more than fifteen years for a portion of the expenditures incurred in the construction of house service connections on John Street at a cost of \$718.83, sidewalks on John Street at a cost of \$2,135.11 and house service connections on Edey Street at a cost of \$1,977.65, and the interest and charges relating thereto, as set out in Schedule A hereto; and
- (b) to raise the Corporation's portion of such debt, as set out in Schedule A hereto, and interest thereon by a rate sufficient therefor upon all the rateable property in the municipality.

(2) The house service connections on John Street and side- Works deemed local im- walks on John Street and house service connections on Edey Street, described in Schedule A hereto, shall be deemed to provements have been constructed as local improvements under *The Local R.S.O. 1960, c. 223 Improvement Act*.

Special
assessment
rolls

(3) The council of the Corporation shall cause special assessment rolls to be prepared in the manner provided in *The Local Improvement Act*.

Court of
revision

(4) When the special assessment rolls have been prepared, the council of the Corporation shall cause courts of revision to be held and shall cause notice of the courts of revision to be given to each owner of property abutting on such work in accordance with the last revised assessment roll, and notice of such courts of revision shall be published in accordance with *The Local Improvement Act*.

Validity of
assessment
rolls

(5) The clerk of the Corporation shall make such corrections in the special assessment rolls in respect of such work as are necessary to give effect to the decisions of the courts of revision, and such rolls, when so corrected, shall be certified by the clerk and, when so certified, except in so far as they may be further amended on appeal to the judge of the county court, such rolls and the special assessments shall be valid and binding upon all persons concerned and upon the lands specially assessed, and the works in respect of which such special assessment rolls have been made and certified shall be conclusively deemed to have been lawfully undertaken and proceeded with pursuant to and in accordance with the provisions of *The Local Improvement Act*.

Special
assessments

(6) When the special assessments have become valid and binding in accordance with subsection 5, the council of the Corporation is authorized to impose by by-law the special assessments set forth in the special assessment rolls upon the lands liable therefor as therein set forth.

Term of
special
assessments

(7) The special assessments in respect of the works, with a sum sufficient to cover interest thereon at the rate of $6\frac{1}{2}$ per cent per annum, shall be payable in fifteen equal annual instalments.

Application
of R.S.O.
1960, c. 223

(8) The provisions of *The Local Improvement Act*, except where inconsistent with this Act, apply to the preparation of such special assessment rolls, the holding of courts of revision and any other proceedings to be taken under this Act.

Debenture
by-law
re sewers,
watermains

2.—(1) The council of the Corporation may pass a by-law, without obtaining the approval of the Ontario Municipal Board, to borrow the sum of \$15,240.06 upon debentures made payable in not more than ten years to pay for the expenditures incurred in the construction of the sewer and watermains on John Street, the sewer on Edey Street, and any interest charges relating thereto, which debentures are repayable by special rate on all the rateable property of the Town of Arnprior.

(2) The council of the Corporation shall provide that the cost of the gravel roads on John Street, amounting to \$1,028.35, shall be provided for in the levy for general purposes for the year 1961.

3.—(1) The council of the Corporation may pass a by-law, without obtaining the approval of the Ontario Municipal Board, Local improvement by-law authorized

(a) to borrow the sum of \$16,000 upon debentures made payable in not more than fifteen years for a portion of the expenditures incurred in the construction of watermains and house service connections on Charles Street, and any interest and charges relating thereto, as set out in Schedule B hereto; and

(b) to raise the Corporation's portion of such debt, as set out in Schedule B hereto, and interest thereon by a rate sufficient therefor upon all the rateable property in the municipality,

and the by-law when duly passed shall be legal, valid and binding upon the Corporation and the ratepayers thereof.

(2) The watermain and house service connections on Charles Street, described in Schedule B hereto, shall be deemed to have been constructed as local improvements under *The Local Improvement Act*. Works deemed local improvement R.S.O. 1960, c. 223

(3) The council of the Corporation shall cause special assessment rolls to be prepared in the manner provided in *The Local Improvement Act*. Special assessment rolls

(4) When the special assessment rolls have been prepared, the council of the Corporation shall cause courts of revision to be held and shall cause notice of the courts of revision to be given to each owner of property abutting on such work in accordance with the last revised assessment roll, and notice of such courts of revision shall be published in accordance with *The Local Improvement Act*. Courts of revision

(5) The clerk of the Corporation shall make such corrections in the special assessment rolls in respect of such work as are necessary to give effect to the decisions of the courts of revision, and such rolls, when so corrected, shall be certified by the clerk and, when so certified, except in so far as they may be further amended on appeal to the judge of the county court, such rolls and the special assessments shall be valid and binding upon all persons concerned and upon the lands specially assessed, and the works in respect of which such Validity of assessment rolls

special assessment rolls have been made and certified shall be conclusively deemed to have been lawfully undertaken and proceeded with pursuant to and in accordance with the provisions of *The Local Improvement Act*.

**Special
assessments**

(6) When the special assessments have become valid and binding in accordance with subsection 5, the council of the Corporation is authorized to impose by by-law the special assessments set forth in the special assessment rolls upon the lands liable therefor as therein set forth.

**Term of
special
assessments**

(7) The special assessments in respect of the watermains and house service connections with a sum sufficient to cover interest thereon at the rate of $6\frac{1}{2}$ per cent per annum shall be payable in fifteen equal annual instalments.

**Application
of R.S.O.
1960, c. 223**

(8) The provisions of *The Local Improvement Act*, except where inconsistent with this Act, apply to the preparation of such special assessment rolls, the holding of courts of revision and any other proceedings to be taken under this Act.

**Commence-
ment**

4. This Act comes into force on the day it receives Royal Assent.

Short title

5. This Act may be cited as *The Town of Arnprior Act, 1960-61*.

SCHEDULE A

	Labour	Machine	Material	Engineering 5 per cent	Interest and Cont.	Property Owners' Share	Corporation Share	Total
JOHN STREET								
House Service Connections	\$ 85.45	\$ 23.40	\$ 459.05	\$28.40	\$122.53	\$ 718.83	.....	\$ 718.83
Sidewalks.....	710.38	105.75	824.98	84.31	364.69	1,578.95	\$556.16	2,135.11
EDEY STREET								
House Service Connections.....	197.75	23.61	1,340.28	77.98	338.03	1,977.65	.....	1,977.65

5

SCHEDULE B

Description of work—10" cast iron Water Main and House Service Connections.

Location—Charles Street, Registered Plan No. 129, from King's Highway No. 17 to the easterly limit of Charles Street, a distance of 1,740 feet.

Total Cost (based on 6" cast iron water main).....\$16,000.00

Distribution of Cost—	
Property Owners' Share.....	\$ 7,923.56
Corporation Share.....	8,076.44
	<hr/>
	\$16,000.00

An Act respecting
the Town of Arnprior

1st Reading

December 1st, 1960

2nd Reading

January 30th, 1961

3rd Reading

February 13th, 1961

MR. HAMILTON

BILL Pr15

2ND SESSION, 26TH LEGISLATURE, ONTARIO
9-10 ELIZABETH II, 1960-61

An Act respecting the City of Port Arthur

MR. CHAPPLE

(PRIVATE BILL)

BILL Pr15

1960-61

An Act respecting the City of Port Arthur

WHEREAS The Corporation of the City of Port Arthur ^{Preamble} by its petition has represented that the lands described in a certain tax deed, hereinafter mentioned, were intended to cover and include a portion of Lot Three (3), West Court Street, according to the Town plot of Prince Arthur's Landing, now Port Arthur, being all that part not subdivided by a plan registered in the Registry Office for the Registry Division of Port Arthur as No. 150, but the description thereof in the said tax deed gives rise to some doubt and uncertainty; and whereas the Corporation desires to remove such doubt and uncertainty and to have a portion of the said lot vested in the Corporation in fee simple, free of encumbrances; and whereas the Corporation has prayed for special legislation in respect of such matter; and whereas it is expedient to grant the prayer of the petition;

Therefore, Her Majesty, by and with the advice and consent of the Legislative Assembly of the Province of Ontario, enacts as follows:

1.—(1) Registered Tax Deed No. 2461-B for Port Arthur B ^{Tax Deed} shall be construed and read as if at the time of the execution ^{No. 2461-B,} and delivery thereof and at the time of registration thereof the ^{amended} description therein were as follows: "a portion of Lot Three (3), West Court Street, according to the Town plot of Prince Arthur's Landing, now Port Arthur, being all that part not subdivided by a plan registered in the Registry Office for the Registry Division of Port Arthur as No. 150", instead of the description actually set out in the deed.

(2) The portion of Lot Three (3), West Court Street, ^{Portion of} according to the Town plot of Prince Arthur's Landing, now ^{Lot 3,} Port Arthur, more particularly described as follows: namely, ^{West Court} commencing at the most Southerly angle of the said lot; ^{Street,} thence North-Westerly along the South-Westerly limit of the ^{vested in} said lot, One Hundred and Seventy-Seven and Two Tenths ^{Corporation} Feet (177.2'), more or less, to a point distant One Hundred and Eighty Feet (180') measured South-Easterly along the

said limit of the said lot from the South-Easterly limit of Royston Court as shown on Registered Plan 150; thence North-Easterly parallel with the said limit of Royston Court, Two Hundred and Sixty-Five and Seven Hundredths Feet (265.07'), more or less, to the North-Easterly limit of the said lot; thence South-Easterly along the said limit of the said lot, One Hundred and Seventy-Seven and Forty-Three Hundredths Feet (177.43'), more or less, to the most Easterly angle of the said lot; thence South-Westerly along the South-Easterly limit of the said lot, Two Hundred and Sixty-Five and Seven Hundredths Feet (265.07'), more or less, to the point of commencement, is hereby vested in The Corporation of the City of Port Arthur in fee simple, free and clear from all right, title and interest whatsoever of any other person, firm or corporation whomsoever and free and clear of all charges and encumbrances thereon.

Commence-
ment

2. This Act comes into force on the day it receives Royal Assent.

Short title

3. This Act may be cited as *The City of Port Arthur Act, 1960-61*.

An Act respecting the
City of Port Arthur

1st Reading

2nd Reading

3rd Reading

MR. CHAPPLE

(*Private Bill*)

BILL Pr15

2ND SESSION, 26TH LEGISLATURE, ONTARIO
9-10 ELIZABETH II, 1960-61

An Act respecting the City of Port Arthur

MR. CHAPPLE

BILL Pr15

1960-61

An Act respecting the City of Port Arthur

WHEREAS The Corporation of the City of Port Arthur Preamble
by its petition has represented that the lands described in a certain tax deed, hereinafter mentioned, were intended to cover and include a portion of Lot Three (3), West Court Street, according to the Town plot of Prince Arthur's Landing, now Port Arthur, being all that part not subdivided by a plan registered in the Registry Office for the Registry Division of Port Arthur as No. 150, but the description thereof in the said tax deed gives rise to some doubt and uncertainty; and whereas the Corporation desires to remove such doubt and uncertainty and to have a portion of the said lot vested in the Corporation in fee simple, free of encumbrances; and whereas the Corporation has prayed for special legislation in respect of such matter; and whereas it is expedient to grant the prayer of the petition;

Therefore, Her Majesty, by and with the advice and consent of the Legislative Assembly of the Province of Ontario, enacts as follows:

1.—(1) Registered Tax Deed No. 2461-B for Port Arthur B Tax Deed No. 2461-B, amended
shall be construed and read as if at the time of the execution and delivery thereof and at the time of registration thereof the description therein was as follows: "a portion of Lot Three (3), West Court Street, according to the Town plot of Prince Arthur's Landing, now Port Arthur, being all that part not subdivided by a plan registered in the Registry Office for the Registry Division of Port Arthur as No. 150", instead of the description actually set out in the deed.

(2) The portion of Lot Three (3), West Court Street, Portion of Lot 3, West Court Street, vested in Corporation
according to the Town plot of Prince Arthur's Landing, now Port Arthur, more particularly described as follows: namely, commencing at the most Southerly angle of the said lot; thence North-Westerly along the South-Westerly limit of the said lot, One Hundred and Seventy-Seven and Two Tenths Feet (177.2'), more or less, to a point distant One Hundred and Eighty Feet (180') measured South-Easterly along the

said limit of the said lot from the South-Easterly limit of Royston Court as shown on Registered Plan 150; thence North-Easterly parallel with the said limit of Royston Court, Two Hundred and Sixty-Five and Seven Hundredths Feet (265.07'), more or less, to the North-Easterly limit of the said lot; thence South-Easterly along the said limit of the said lot, One Hundred and Seventy-Seven and Forty-Three Hundredths Feet (177.43'), more or less, to the most Easterly angle of the said lot; thence South-Westerly along the South-Easterly limit of the said lot, Two Hundred and Sixty-Five and Seven Hundredths Feet (265.07'), more or less, to the point of commencement, is hereby vested in The Corporation of the City of Port Arthur in fee simple, free and clear from all right, title and interest whatsoever of any other person, firm or corporation whomsoever and free and clear of all charges and encumbrances thereon.

Commence-
ment

2. This Act comes into force on the day it receives Royal Assent.

Short title

3. This Act may be cited as *The City of Port Arthur Act, 1960-61*.

An Act respecting the
City of Port Arthur

1st Reading

December 1st, 1960

2nd Reading

January 25th, 1961

3rd Reading

January, 31st, 1961

MR. CHAPPEL

BILL Pr16

2ND SESSION, 26TH LEGISLATURE, ONTARIO
9-10 ELIZABETH II, 1960-61

An Act respecting the City of Sault Ste. Marie

MR. LYONS

(PRIVATE BILL)

BILL Pr16

1960-61

An Act respecting the City of Sault Ste. Marie

WHEREAS The Corporation of the City of Sault Ste. Marie by its petition has prayed for special legislation to authorize the establishment of a new pension plan; and whereas it is expedient to grant the prayer of the petition;

Therefore, Her Majesty, by and with the advice and consent of the Legislative Assembly of the Province of Ontario, enacts as follows:

1. Notwithstanding the provisions of any special or general Act, The Corporation of the City of Sault Ste. Marie may, ^{Pension plan authorized}

(a) enter into a pension plan in accordance with the Retirement Pension Plan, set out as Schedules A and B hereto, and, with the approval of the Minister of Municipal Affairs, enter into contracts to amend such plan from time to time; and

(b) do all such acts, matters and things from time to time as are necessary to implement fully such plan.

2. This Act shall be deemed to have come into force on the 1st day of January, 1961. ^{Commence-ment}

3. This Act may be cited as *The City of Sault Ste. Marie Act, 1960-61.* ^{Short title}

SCHEDULE A

THE CORPORATION OF THE CITY OF SAULT STE. MARIE

IMPROVED PENSION PLAN

I. INTRODUCTION

1. The terms of the Improved Pension Plan as herein set forth shall supersede and amend those of the Employees' Retirement Pension Plans underwritten by the Annuities Branch of the Department of Labour of Canada through the medium of Group Annuity Contracts Nos. 878, 891 and 1891 and all benefits provided in respect of service performed and contributions made on and after 1st January, 1961, shall be provided under the terms of the Improved Pension Plan.

2. The Improved Pension Plan shall not operate in a manner calculated to reduce any pension benefits fully purchased for members of any Employees' Retirement Pension Plan up to and including 31st December, 1960; nor shall the Improved Pension Plan adversely affect rights accruing to members of any Employees' Retirement Pension Plan in respect of contributions made by such members and by the Corporation of the City of Sault Ste. Marie on their behalf up to and including 31st December, 1960. The provisions of the Employees' Retirement Pension Plans shall apply to all contributions made and benefits accumulated thereunder prior to 1st January, 1961, including the rights of members to past service benefits, whether or not such benefits have been fully funded by 31st December, 1960.

II. DEFINITIONS

1. For the purposes of this Improved Pension Plan, the following words and phrases shall have the following meanings, regardless of any definitions at variance therewith in any other document:

- (a) "Actuary" means a Fellow of the Society of Actuaries, a Fellow of the Institute of Actuaries, a Fellow of the Faculty of Actuaries of Scotland, or a company employing such a Fellow, and appointed as Actuary for this Plan by the Corporation;
- (b) "Actuarial Equivalent" means an actuarially equal value which is computed at the rate of interest and on the actuarial basis recommended by the Actuary and approved by the Corporation;
- (c) "Corporation" means The Corporation of the City of Sault Ste. Marie;
- (d) "Continuous Service" means continuous employment as an Employee on a permanent basis without interruption except for leave of absence for any cause duly authorized by the Corporation and, in any event, for absence due to engagement in Her Majesty's service during periods of war or national emergency;
- (e) "Disability" means the inability of a Member to continue in his employment with the Corporation due to mental or physical ill-health where such condition is supported by medical evidence acceptable to the Corporation;
- (f) "Earnings" means the total remuneration of an employee in respect of service rendered to the Corporation, excluding bonuses, overtime pay or special payments;
- (g) "Effective Date" means 1st January, 1961, on which date this Plan came into force;
- (h) "Employee" means a person who is employed by the Corporation, or by a local board which has adopted this Plan, on a regular and permanent basis as determined by the Corporation and shall include any other person or persons designated as employees for the purposes of this Plan by the Corporation;

- (i) "Fire Department" means the Fire Department of the Corporation;
- (j) "Fund", "Trust Fund" mean the Retirement Trust Fund established under the terms of the Plan and of the undermentioned Trust Agreement;
- (k) "Government" means the Annuities Branch of the Department of Labour of Canada;
- (l) "Interest" means, when credited by the Government, the rate of interest payable in accordance with the regulations of the Annuities Branch. When credited in respect of payments out of the Trust Fund, interest shall mean 3 per cent per annum compounded annually up to the date of the Member's death or termination of service. Notwithstanding the foregoing, interest on voluntary additional contributions paid into the Trust Fund shall be credited at a rate of 4 per cent per annum compounded annually;
- (m) "Local Board" means a local board of the Corporation as it may be from time to time defined by *The Municipal Act* of the Province of Ontario;
- (n) "Member" means any person whose application for membership in the Plan has been accepted by the Corporation and who continues to be entitled to privileges under the Plan;
- (o) "Plan" means the Improved Pension Plan as set forth herein and as modified or amended from time to time;
- (p) "Police Department" means the Police Department of the Corporation;
- (q) "Previous Plan" means any of the Employees' Retirement Plans mentioned in paragraph 1 of Section I;
- (r) "Retirement" (including "Normal Retirement", "Early Retirement" and "Postponed Retirement") means the severance of a member from active service with the Corporation in circumstances that entitle him to receive an immediate pension;
- (s) "Termination" means the severance of a member's employment with the Corporation where such severance is not due to death or retirement and when, in the opinion of the Corporation, there is no reason to believe that he will be further employed;
- (t) "Trust Agreement" means the agreement executed by the Corporation and the Trustee, dated as of the _____ day of _____, 1960, with effect from 1st January, 1961, and setting forth the rights and duties of both parties in connection with the administration of the Trust Fund;
- (u) "Trustee" means that trust company, incorporated under the laws of Canada or any Province thereof and registered under *The Loan and Trust Corporations Act*, for the time being appointed under the terms of the Trust Agreement to hold and administer the Trust Fund.

2. Words importing the singular number shall include the plural and vice-versa and words importing the masculine gender shall include the feminine gender and vice-versa, where the context so requires.

III. RETIREMENT TRUST FUND

1. All contributions made by Members and by the Corporation on their behalf on and after the effective date shall be paid into the Trust Fund in accordance with the provisions of the Trust Agreement.

2. Benefits payable under the terms of the Plan normally shall be paid out of the Trust Fund, except in such instances where the Actuary

may recommend and the Corporation may approve the payment of certain pension benefits out of the accumulated funds remaining at the credit of the Corporation with the Government.

3. A copy of the Trust Agreement may be examined by any Member at any reasonable time at the City Hall.

IV. ELIGIBILITY

1. All Employees who were members of a Previous Plan on 31st December, 1960, shall be eligible and shall become Members of the Plan as of the Effective Date.

2. All Employees who were not members of a Previous Plan on 31st December, 1960, but who, on the Effective Date, have fulfilled the eligibility requirements mentioned herein, shall become Members of the Plan as of the Effective Date.

3. All other employees shall become Members of the Plan on the date upon which they initially become eligible in accordance with the terms of paragraph 4 following.

4. An Employee shall become eligible for membership in the Plan on the first day of the calendar month coincident with or immediately following fulfilment of the condition stated in (a) or (b) below:

(a) Males — attainment of the age of twenty-one years and completion of one year of continuous service, and under sixty-four years of age;

(b) Females — attainment of the age of twenty-five years and completion of three years of continuous service, and under sixty-four years of age.

Each Employee who becomes a Member of the Plan shall not withdraw from it as long as he retains the status of an Employee.

5. If a Member's employment is terminated and he is thereafter re-employed, he shall be considered a new Employee as from the date of such re-employment for all purposes of the Plan.

6. No part or provision of the Plan shall constitute a guarantee by the Corporation of continued employment for any Member and the Corporation shall retain the right to terminate the services of any Member at any time.

V. ADMINISTRATION OF THE PLAN

1. The Plan shall be administered by the Corporation.

2. The Corporation shall decide all matters arising in connection with the administration and operation of the Plan consistently in accordance with the terms of the Plan and of the Trust Agreement.

3. The Corporation may delegate any or all of its functions in this respect to the City Treasurer of the Corporation and may at any time decide that the administration of the Plan will be conducted by a committee established by the Corporation in a manner to be determined by the Corporation for this purpose.

4. For the purposes of the administration of the Plan, the Corporation may retain the services of an Actuary who will from time to time and as required by the Corporation report to the Corporation concerning the Plan and the Fund. There shall be an actuarial valuation of the Fund from time to time and in any event not less frequently than once in every three years.

VI. NORMAL RETIREMENT

1. The normal retirement date for each Member of the Plan shall be the first day of the month coincident with or immediately following

attainment of his 65th birthday except that each male Member who is employed in the Police or Fire Departments normally shall retire on the first day of the month coincident with or immediately following his 60th birthday.

VII. EARLY RETIREMENT

1. In the event of disability or any other special circumstances, a Member may be retired on the first day of any month preceding his normal retirement date with the consent or at the request of the Corporation.

2. In the event of such early retirement, the Member shall receive a reduced annuity which shall be the actuarial equivalent of the pension accumulated to his date of early retirement and otherwise payable at his normal retirement date.

VIII. POSTPONED RETIREMENT

1. At the request of the Member and only with the consent of the Corporation, a Member may remain in the service of the Corporation beyond his normal retirement date. In such event the Member shall continue to contribute and to accumulate pension credits up to the date on which he actually retires.

IX. PENSION BENEFITS

1. For service with the Corporation on and after 1st January, 1961, each Member of the Plan shall receive, commencing at his normal or postponed retirement date, an annual pension equivalent to $1\frac{3}{4}$ per cent of all earnings on which he has made required contributions during his membership in the Plan. In addition, any Member who has made additional voluntary contributions in accordance with paragraph 2 of Section X following shall receive a further amount of pension provided by such additional voluntary contributions and determined by the Actuary.

2. In any instance where the basic type of pension payable to a retired Member, who was not a member of a Previous Plan, is less than ten dollars monthly, the Member may elect to receive in lieu thereof an equivalent lump-sum payment.

3. The basic type of pension payable under the provisions of this Plan is one that specifies monthly payments of benefits commencing on the Member's date of retirement and continuing for the remainder of his lifetime, provided that in no event shall less than 60 such monthly payments be made. In the event of the Member's death before he has received a minimum of 60 monthly pension cheques, pension payments shall be continued to the deceased Member's designated beneficiary or, if at the pensioner's death there is no living person designated as his beneficiary, such sums shall be payable to the legal representatives of the deceased Member. If the Member should die after he has received 60 monthly pension payments, such payments shall thereupon cease with the cheque payable on the first day of the month in which the Member's death occurred.

X. CONTRIBUTIONS

1. Each Member shall contribute, by payroll deductions, an amount equivalent to 5 per cent of his earnings toward the cost of providing his pension. Such contributions shall be known as "required contributions".

2. A Member may, if he wishes, make additional voluntary contributions for the purpose of increasing the amount of pension to which he will be entitled at retirement. Such additional voluntary contributions, when combined with his required contributions, shall not exceed in any one year the maximum permitted by the *Income Tax Act* from time to time. Such contributions must be made by payroll deductions. In addition to the foregoing, each Member may contribute, in respect of

service with the Corporation prior to joining the Plan, an amount not exceeding an aggregate of 5 per cent of his total earnings received from the Corporation since the date of his employment. Such contributions in respect of prior service may not exceed in any one year the maximum permitted by the *Income Tax Act* from time to time.

3. The Corporation shall contribute such amounts as may be necessary when added to the Members' required contributions to provide the benefits payable under the Plan.

4. The Corporation shall make further payments into the Fund, in such amounts and at such times as the Actuary may recommend, sufficient to provide that portion, if any, of the past service benefits established under the terms of any Previous Plan and not funded on the Effective Date.

XI. TERMINATION OF EMPLOYMENT

1. If a Member's service with the Corporation is terminated, other than by the Member's immediate transfer to the service of any other civic authority in the Province of Ontario, prior to his retirement and before the Member has completed a minimum of five years of continuous service (including service before joining the Plan), such a Member shall receive, commencing at his Normal Retirement date, a deferred pension provided by all his own contributions, both required and additional, made to the date of his Termination, together with the interest thereon.

2. If, however, at his date of Termination, a Member has completed five or more years of continuous service (including service before joining the Plan), the member shall receive, in lieu of the benefits described in the preceding paragraph, a part or all of the deferred pension credited to him as at his date of Termination, in accordance with the following Table; provided, however, that in no event shall the Member receive a smaller deferred pension than can be provided, by his own required contributions made to the date of his Termination, together with the interest thereon:

Years of Continuous Service at date of Termination	Percentage of Deferred Pension accrued to date of Termination
5 years but less than 8.....	75%
8 " " " " 11.....	80%
11 " " " " 14.....	85%
14 " " " " 17.....	90%
17 " " " " 20.....	95%
20 years and over.....	100%

3. If the terminating Member transfers directly from the service of the Corporation into the service of any other civic authority in the Province of Ontario, the Member shall receive, in lieu of the benefits described in paragraphs 1 and 2, the total amount of deferred pension credited to him as at his date of such transfer as computed in Section IX of the Plan.

4. In any instance where such deferred pension would be in a lesser amount than one hundred and twenty dollars per annum, the terminating Member may elect to receive in lieu thereof a cash payment. If the deferred pension is less than ten dollars per annum, a cash settlement will be made in any event.

5. A terminated Member shall not be permitted to make any further contributions under the provisions of the Plan, nor shall the Corporation make further contributions on his behalf.

XII. DESIGNATED BENEFICIARY

1. A Member of the Plan may, by written notice communicated to the Corporation during such Member's lifetime, designate a person or persons to receive the benefits payable under the Plan in the event of the Member's death and may, also by written notice communicated to the Corporation during such Member's lifetime, alter or revoke such designation from time to time, subject always to the provisions of any annuity, insurance or other contract or law governing the designation of beneficiaries from time to time in force which may apply to such Member. Such written notice may be in such form and executed in such manner as the Corporation in its discretion may from time to time require.

2. If on the death of a Member there shall be no designated beneficiary, or, if the person designated as his beneficiary shall not be living, such sums that may be payable on or after the Member's death shall be paid to his legal representatives.

XIII. BENEFITS ON DEATH

1. In the event of the death of a Member before his Normal Retirement date, his beneficiary shall receive in a lump-sum payment an amount equivalent to all the deceased Member's contributions together with the interest thereon.

2. If, however, the Member's death should occur while he is still in the service of the Corporation but after his Normal Retirement date, it shall be assumed that the Member had retired on the first day of the month in which his death occurred.

3. In any instance where the death of a Member occurs after his pension payments have commenced, the amount and type of the death benefits payable to his beneficiary shall be determined in accordance with the type of pension that the Member had elected to receive.

4. In the event of the Member's death after the termination of his service with the Corporation, but prior to the commencement of his pension payments, the deceased Member's beneficiary shall receive in a lump-sum payment an amount equivalent to all the deceased Member's contributions together with the interest thereon.

5. A Member may elect, or in default of such election his beneficiary after his death may elect, that settlement of the death benefits provided under the terms of the Plan be made in any one of the following ways:

- (a) in the form of a life annuity to the beneficiary with or without a guaranteed period not in excess of 10 years;
- (b) in instalments payable over a period not in excess of 10 years;
- (c) in a lump-sum.

6. Where such benefits are payable to the legal representatives of a deceased Member, payment shall be made in a lump-sum only.

XIV. METHOD OF PAYMENT

1. For the purposes of this Plan, a Member's retirement date shall always occur on the first day of the month. The Member's first pension cheque shall be payable on his date of retirement and, subject to the provisions of Section XV following, a cheque in the same amount shall be issued monthly thereafter. All pension benefits provided by this Plan shall be paid out of the Trust Fund. However, the Corporation may, on the advice of the Actuary, require certain pension benefits to be purchased from the Government and/or an insurance company licensed to transact business in Canada.

XV. OPTIONAL TYPES OF PENSION

1. For those Members who may prefer types of pension other than the basic type described in paragraph 3 of Section IX, the following options are available provided that each such Member must signify by written notice to the Corporation at least three months prior to his retirement date the optional type of pension that he wishes to receive:

- (a) a monthly pension payable for the lifetime of the retired Member and ceasing with the payment immediately preceding the Member's death, regardless of the number of payments that have then been made;
- (b) a monthly pension payable for the lifetime of the retired Member, but with such payments guaranteed in any event for a specified minimum period which may be 120, 180, or 240 months;
- (c) a reduced pension payable to the Member during his lifetime and continuing after his death for the lifetime of another person in either the same amount or one-half of the amount of the monthly pension being paid to the Member prior to his death;
- (d) an increased pension payable to the Member's attainment of age 70 years, decreasing thereafter by the amount of the pension payable under the *Old Age Security Act, 1951* (as amended to the Member's date of retirement).

2. The amount of monthly pension payable to a retired Member under any of the foregoing options shall be the actuarial equivalent of the basic pension provided in accordance with paragraph 3 of Section IX of the Plan.

3. In any instance where any of the options elected by a Member is provided by the Government, its availability shall be subject to the then current rules and practices of the Government, provided that in such cases the Member concerned shall have the right to elect any of the options originally available under the provisions of the Corporation's contracts with the Government. Optional types of pensions paid out of the Trust Fund shall be in accordance with the recommendations of the Actuary.

XVI. ASSIGNMENT OF BENEFITS

1. The assignment of any benefits provided under this Plan, other than by the election of a joint and survivorship option as provided in sub-paragraph (c) of paragraph 1 of Section XV above, or the appointment of a beneficiary to receive benefits after the Member's death, shall not be permitted.

XVII. PROOF OF AGE

1. No payment of pension benefits shall be made to any Member until proof-of-age is furnished. Should a Member elect one of the joint and survivorship types of pension, proof-of-age of the contingent annuitant also must be furnished.

XVIII. THE FUTURE OF THE PLAN

1. The Corporation has made every effort to develop this Plan as a safeguard to its employees and as an undertaking that will meet future conditions insofar as they can be anticipated. The Corporation hopes to continue the Plan indefinitely, but reserves the right, subject to the approval of the Minister of Municipal Affairs of the Province of Ontario, to change, modify, suspend or discontinue the Plan should future conditions in the opinion of the Corporation warrant such action.

2. No change or modification in the provisions of the Plan will affect adversely any rights accruing to Members of the Plan as at the date of such change or modification in respect of all contributions made by and on behalf of the Members, prior to that date.

3. If it ever should become necessary to discontinue the Plan, contributions made by the Corporation cannot be withdrawn, but shall remain in the Trust Fund and shall be used for the sole benefit of Members, retired Members, and/or their beneficiaries in an equitable manner determined by the Corporation in consultation with the Actuary. No liability shall attach to the Corporation nor to any Member thereof, nor to the Actuary in connection with such application or distribution if made in all sincerity and in good faith.

SCHEDULE B

TRUST AGREEMENT

1. The Corporation shall enter into a Trust Agreement with a Trust Company incorporated under the laws of Canada or any province thereof and registered under *The Loans and Trust Corporations Act*.

2. The Trust Agreement to be entered into shall, among other things, provide,

- (a) that the right is reserved to the Corporation to remove the Trustee by giving 60 days notice thereof and substituting another company fulfilling the requisites of paragraph 1 hereof, in its place;
- (b) that the Trustee may resign by giving 60 days notice thereof in writing to the Corporation;
- (c) that the Trustee shall not invest the assets of the Trust Fund in bonds, debentures, or other evidences of indebtedness issued or guaranteed by the Corporation of the City of Sault Ste. Marie, except when invested in a pooled or commingled Trust Fund;
- (d) that the assets of the Trust shall be held for the benefits of this Plan;
- (e) that the expenses of the Trustee and Actuary shall be paid out of the Trust Fund.

3. The Corporation may enter into such Trust Agreement jointly with any of its local boards where separate pension plans may be in effect for the employees of such boards and in this event the assets of all such plans will be commingled in a common Fund, for investment purposes, with those of the Corporation.

1st Reading

December 1st, 1960

2nd Reading

3rd Reading

MR. LYONS

(*Private Bill*)

BILL Pr17

2ND SESSION, 26TH LEGISLATURE, ONTARIO
9-10 ELIZABETH II, 1960-61

An Act respecting the City of London

MR. WHITE

(PRIVATE BILL)

BILL Pr17

1960-61

An Act respecting the City of London

WHEREAS The Corporation of the City of London, Preamble
 herein called the Corporation, by its petition has
 prayed for special legislation in respect of the matters herein-
 after set forth; and whereas it is expedient to grant the prayer
 of the petition;

Therefore, Her Majesty, by and with the advice and consent
 of the Legislative Assembly of the Province of Ontario, enacts
 as follows:

1. The Corporation is authorized and empowered to pass Licensing
and
regulating
laundromats,
etc.
 by-laws,
 - (a) regulating and governing laundreterias, laundromats
 and washing machines and dryers for use by the
 public, including coin-operated washing machines
 and dryers;
 - (b) licensing, regulating and governing persons or cor-
 porations carrying on the business of making avail-
 able to the use of the public any of such services or
 machines, and for revoking such licences.
2. The Corporation is authorized and empowered to refund Refund of
taxes
 the sum of \$356.51 in respect of taxes paid in the year 1959
 upon premises at 93 King Street, in the City of London, which
 were erroneously assessed.
3. Subsections 1 and 3 of section 247 of *The Municipal Act* Application
of R.S.O.
1960, c. 249,
s. 247
 apply to and are declared to have applied to by-laws of the
 Corporation heretofore or hereafter passed under the powers
 conferred upon the Corporation or the council thereof by any
 private Act.
- 4.—(1) The London Transportation Commission has the Exclusive
right to
operate bus
service
 exclusive right within the City of London to maintain and
 operate a bus service that picks up and discharges passengers
 within the limits of the City.

(2) The Corporation is empowered to pass by-laws imposing Penalties
 such penalties as are provided for contravention of by-laws

R.S.O. 1960, c. 249 under *The Municipal Act* upon any other person or corporation who carries on such service within the limits of the city.

Application
to school
boards

(3) Subsection 1 does not apply to transportation provided for students by The Board of Education for the City of London or The Board of Trustees of the Roman Catholic Separate Schools for the City of London.

Registration
of
annexation
by-law and
O.M.B.
order

5. The Corporation may register by entry in the General Register the annexation by-law of the Corporation, passed on the 17th day of February, 1958, as No. A-3300-74, together with the order of the Ontario Municipal Board in respect thereof, dated the 3rd day of October, 1960, and such entry, for all purposes, is good and sufficient registration of the by-law and order.

Sewage
disposal
plants
R.S.O. 1960,
c. 281

6.—(1) Notwithstanding *The Ontario Water Resources Commission Act*, the Corporation is authorized and empowered, with the approval of the Ontario Water Resources Commission,

- (a) to acquire, own, manage and operate the sewage disposal plant in the Township of Westminster, which is the subject of an agreement with the Ontario Water Resources Commission, dated the 15th day of June, 1959;
- (b) to acquire, own, manage and operate all sewage disposal plants, whether complete and in operation or otherwise, that are within the limits of the City of London and which were formerly within the Township of London;
- (c) to enter into agreements with the Ontario Water Resources Commission for any of the said purposes;
- (d) to raise money, with the approval of the Ontario Municipal Board, for any of the said purposes by debentures or otherwise without the assent of the electors.

Levy

(2) The Corporation is authorized and empowered by by-law to levy the moneys required for all or any of such purposes upon all the rateable property of the City and may repeal any provision of any by-law whereby the cost of sewage disposal plants or trunk sewers is levied in any other manner.

Commence-
ment

7.—(1) This Act, except section 6, comes into force on the day it receives Royal Assent.

Idem

(2) Section 6 shall be deemed to have come into force on the 1st day of January, 1961.

Short title

8. This Act may be cited as *The City of London Act, 1960-61*.

An Act respecting
the City of London

1st Reading

December 12th, 1960

2nd Reading

3rd Reading

MR. WHITE

(*Private Bill*)

BILL Pr17

2ND SESSION, 26TH LEGISLATURE, ONTARIO
9-10 ELIZABETH II, 1960-61

An Act respecting the City of London

MR. WHITE

(Reprinted for consideration by the Committee on Private Bills)

BILL Pr17

1960-61

An Act respecting the City of London

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and washing machines and dryers for use by the
public, including coin-operated washing machines
and dryers;

(b) licensing, regulating and governing persons or cor-
porations carrying on the business of making avail-
able to the use of the public any of such services or
machines, and for revoking such licences.

2. The Corporation is authorized and empowered to refund Refund of
taxes
the sum of \$356.51 in respect of taxes paid in the year 1959
upon premises at 93 King Street, in the City of London, which
were erroneously assessed.

3.—(1) The London Transportation Commission has the Exclusive
right to
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exclusive right within the City of London to maintain and
operate a bus service that picks up and discharges passengers
within the limits of the City, including, without limiting the
foregoing, transportation within the limits of the City by
charter, contract, special trips or otherwise.

(2) The Corporation is empowered to pass by-laws imposing Penalties
such penalties as are provided for contravention of by-laws

R.S.O. 1960, under *The Municipal Act* upon any other person or corporation who carries on such service within the limits of the City.
c. 249

Application
to school
boards

(3) Subsection 1 does not apply to transportation provided for students by The Board of Education for the City of London or The Board of Trustees of the Roman Catholic Separate Schools for the City of London or the Association for the Help of Retarded Children or for patients by the London and District Children's Treatment Centre.

Sewage
disposal
plants

R.S.O. 1960,
c. 281

4.—(1) Notwithstanding *The Ontario Water Resources Commission Act*, the Corporation is authorized and empowered, with the approval of the Ontario Water Resources Commission,

- (a) to acquire, own, manage and operate all sewage disposal plants or trunk sewers, whether complete and in operation or otherwise; that are within the limits of the City of London and which were formerly within the Township of London;
- (b) to enter into agreements with the Ontario Water Resources Commission for any of the said purposes;
- (c) to raise money, with the approval of the Ontario Municipal Board, for any of the said purposes by debentures or otherwise without the assent of the electors.

Levy

(2) The Corporation is authorized and empowered by by-law to levy the moneys required for all or any of such purposes upon all the rateable property of the City and may repeal any provision of any by-law whereby the cost of sewage disposal plants, trunk sewers or sewage treatment is levied in any other manner.

By-laws of
London and
Westminster
townships
deemed
by-laws of
City,
authority
to amend

R.S.O. 1960,
cc. 223, 249

5.—(1) The provisions of the by-laws of the Township of London and of the Township of Westminster that provide under *The Local Improvement Act* or *The Municipal Act* for the construction of works and the levying of rates or charges therefor within the parts of the townships that have been annexed to the City of London shall be deemed to be by-laws of the City of London and the council of the City is authorized and empowered by by-law to repeal or amend any or all of such by-laws for the purpose of bringing the by-laws into conformity with the policies of the City of London in respect of the apportionment of the cost of the works and the charges imposed or to be imposed for sewage disposal plant construction, operation or maintenance or for sanitary or storm sewer

construction, including sewers which by reason of their size may be in part for the benefit of lands abutting the work and in part for the service of an area.

(2) If a construction by-law is amended, any by-law levying rates or charges or by-law for the issuing of debentures may be amended or enacted to give effect to the amendments to the construction by-law, provided that no such debenture by-law shall alter any obligation to a debenture holder.

Authority to amend levy and debenture by-laws

6.—(1) Subsection 1 of section 14 of *The City of London Act, 1913* is repealed and the following substituted therefor:

1913, c. 103, s. 14, subs. 1, re-enacted

(1) The Council of the Corporation of the City of London shall in every second year, effective for the year 1963, appoint the four appointed members of The London Railway Commission who, while qualified, shall hold office for a term of two years and until their successors are appointed and take office.

Term of office of Commissioners

(2) The members of The London Railway Commission appointed in January, 1961, shall, while qualified, hold office until the 31st day of December, 1962, or until their successors are appointed and take office.

Present members

7. The Corporation is authorized and empowered to enter into an agreement with Her Majesty the Queen in right of Canada or a department of the Government of Canada for the leasing, sale or other disposition of all or any of the lands acquired by the Corporation in the Township of West Nissouri for airport purposes, including lands acquired adjacent thereto, upon such terms and conditions and for such consideration, nominal or otherwise, as to the council of the Corporation may appear proper and to carry out any such lease, sale or other disposition.

Leasing or disposal of airport lands by City

8.—(1) This Act, except sections 4 and 5, comes into force on the day it receives Royal Assent.

Commencement

(2) Sections 4 and 5 shall be deemed to have come into force on the 1st day of January, 1961.

Idem

9. This Act may be cited as *The City of London Act, 1960-61*. Short title

1st Reading

December 12th, 1960

2nd Reading

3rd Reading

MR. WHITE

(Reprinted for consideration by
the Committee on Private Bills)

BILL Pr17

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9-10 ELIZABETH II, 1960-61

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MR. WHITE

(Reprinted as amended by the Committee of the Whole House)

BILL Pr17

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R.S.O. 1960, c. 249, under *The Municipal Act* upon any other person or corporation who carries on such service within the limits of the City.

Application
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(3) Subsection 1 does not apply to transportation provided for students by The Board of Education for the City of London or The Board of Trustees of the Roman Catholic Separate Schools for the City of London or the Association for the Help of Retarded Children or for patients by the London and District Children's Treatment Centre.

Sewage
disposal
plants
R.S.O. 1960,
c. 281

4.—(1) Notwithstanding *The Ontario Water Resources Commission Act*, the Corporation is authorized and empowered, with the approval of the Ontario Water Resources Commission,

- (a) to acquire, own, manage and operate all sewage disposal plants or trunk sewers, whether complete and in operation or otherwise, that are within the limits of the City of London and which were formerly within the Township of London;
- (b) to enter into agreements with the Ontario Water Resources Commission for any of the said purposes;
- (c) to raise money, with the approval of the Ontario Municipal Board, for any of the said purposes by debentures or otherwise without the assent of the electors.

Levy

(2) The Corporation is authorized and empowered by by-law to levy the moneys required for all or any of such purposes upon all the rateable property of the City and may repeal any provision of any by-law whereby the cost of sewage disposal plants, trunk sewers or sewage treatment is levied in any other manner.

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construction, including sewers which by reason of their size may be in part for the benefit of lands abutting the work and in part for the service of an area.

(2) If a construction by-law is amended, any by-law levying rates or charges or by-law for the issuing of debentures may be amended or enacted to give effect to the amendments to the construction by-law, provided that no such debenture by-law shall alter any obligation to a debenture holder.

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(1) The Council of the Corporation of the City of London shall in every second year, effective for the year 1963, appoint the four appointed members of The London Railway Commission who, while qualified, shall hold office for a term of two years and until their successors are appointed and take office.

Term of office of Commissioners

(2) The members of The London Railway Commission appointed in January, 1961, shall, while qualified, hold office until the 31st day of December, 1962, or until their successors are appointed and take office.

Present members

7. Section 22 of *The City of London Act, 1906* is repealed. 1906, c. 76, s. 22, repealed

8. The Corporation is authorized and empowered to enter into an agreement with Her Majesty the Queen in right of Canada or a department of the Government of Canada for the leasing, sale or other disposition of all or any of the lands acquired by the Corporation in the Township of West Nissouri for airport purposes, including lands acquired adjacent thereto, upon such terms and conditions and for such consideration, nominal or otherwise, as to the council of the Corporation may appear proper and to carry out any such lease, sale or other disposition.

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1st Reading

December 12th, 1960

2nd Reading

March 1st, 1961

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BILL Pr17

2ND SESSION, 26TH LEGISLATURE, ONTARIO
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Sewage
disposal
plants

R.S.O. 1960,
c. 281

4.—(1) Notwithstanding *The Ontario Water Resources Commission Act*, the Corporation is authorized and empowered, with the approval of the Ontario Water Resources Commission,

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Levy

(2) The Corporation is authorized and empowered by by-law to levy the moneys required for all or any of such purposes upon all the rateable property of the City and may repeal any provision of any by-law whereby the cost of sewage disposal plants, trunk sewers or sewage treatment is levied in any other manner.

By-laws of
London and
Westminster
townships
deemed
by-laws of
City,
authority
to amend

R.S.O. 1960,
cc. 223, 249

5.—(1) The provisions of the by-laws of the Township of London and of the Township of Westminster that provide under *The Local Improvement Act* or *The Municipal Act* for the construction of works and the levying of rates or charges therefor within the parts of the townships that have been annexed to the City of London shall be deemed to be by-laws of the City of London and the council of the City is authorized and empowered by by-law to repeal or amend any or all of such by-laws for the purpose of bringing the by-laws into conformity with the policies of the City of London in respect of the apportionment of the cost of the works and the charges imposed or to be imposed for sewage disposal plant construction, operation or maintenance or for sanitary or storm sewer

construction, including sewers which by reason of their size may be in part for the benefit of lands abutting the work and in part for the service of an area.

(2) If a construction by-law is amended, any by-law levying rates or charges or by-law for the issuing of debentures may be amended or enacted to give effect to the amendments to the construction by-law, provided that no such debenture by-law shall alter any obligation to a debenture holder. Authority to amend levy and debenture by-laws

6.—(1) Subsection 1 of section 14 of *The City of London Act, 1913* is repealed and the following substituted therefor: 1913, c. 103, s. 14, subs. 1, re-enacted

(1) The Council of the Corporation of the City of London shall in every second year, effective for the year 1963, appoint the four appointed members of The London Railway Commission who, while qualified, shall hold office for a term of two years and until their successors are appointed and take office. Term of office of Commissioners

(2) The members of The London Railway Commission appointed in January, 1961, shall, while qualified, hold office until the 31st day of December, 1962, or until their successors are appointed and take office. Present members

7. Section 22 of *The City of London Act, 1906* is repealed. 1906, c. 76, s. 22, repealed

8. The Corporation is authorized and empowered to enter into an agreement with Her Majesty the Queen in right of Canada or a department of the Government of Canada for the leasing, sale or other disposition of all or any of the lands acquired by the Corporation in the Township of West Nissouri for airport purposes, including lands acquired adjacent thereto, upon such terms and conditions and for such consideration, nominal or otherwise, as to the council of the Corporation may appear proper and to carry out any such lease, sale or other disposition. Leasing or disposal of airport lands by City

9.—(1) This Act, except sections 4 and 5, comes into force on the day it receives Royal Assent. Commencement

(2) Sections 4 and 5 shall be deemed to have come into force on the 1st day of January, 1961. Idem

10. This Act may be cited as *The City of London Act, 1960-61*. Short title

An Act respecting
the City of London

1st Reading

December 12th, 1960

2nd Reading

March 1st, 1961

3rd Reading

March 29th, 1961

MR. WHITE

BILL Pr18

2ND SESSION, 26TH LEGISLATURE, ONTARIO
9-10 ELIZABETH II, 1960-61

An Act respecting the Township of Calvert

MR. BRUNELLE

(PRIVATE BILL)

BILL Pr18

1960-61

An Act respecting the Township of Calvert

WHEREAS The Corporation of the Township of Calvert Preamble
by its petition has represented that the Corporation
has been required by the Township School Area of Calvert
South to borrow the sum of \$86,200 by the issue of debentures
for the purpose of paying for the construction of a public
school, and has prayed for special legislation in respect of
the matters hereinafter set forth; and whereas it is expedient
to grant the prayer of the petition;

Therefore, Her Majesty, by and with the advice and consent
of the Legislative Assembly of the Province of Ontario, enacts
as follows:

1. By-law No. 980 of The Corporation of the Township Debenture
by-law
validated
of Calvert, which was read a first and second time on the 17th
day of October, 1960, set forth as the Schedule hereto, author-
izing the issue of debentures of the Corporation in the principal
amount of \$86,200 to pay the costs of constructing a public
school, is hereby declared to be a by-law duly passed by the
council of the Corporation and is confirmed and declared to
be legal, valid and binding upon the Corporation and the rate-
payers thereof.

2. Sections 61, 62, 63 and 64 of *The Ontario Municipal* Application
of R.S.O.
1950, c. 262
Board Act apply in respect of By-law No. 980 and the debentures to be issued thereunder.

3. This Act comes into force on the day it receives Royal Commence-
ment
Assent.

4. This Act may be cited as *The Township of Calvert Act*, Short title
1960-61.

SCHEDULE

THE CORPORATION OF THE TOWNSHIP OF CALVERT IN THE DISTRICT OF COCHRANE AND PROVINCE OF ONTARIO

BY-LAW No. 980

BEING A BY-LAW to authorize the borrowing of \$86,200.00 upon debentures for public school purposes.

WHEREAS the Public School Board of the Township School Area of Calvert South has requested the Council to provide the sum of Eighty-six thousand two hundred dollars (\$86,200.00) for the purpose of erecting a new school at Monteith, Ontario, being one of the schools in the said Township School Area;

AND WHEREAS it is necessary and expedient to borrow for the said purpose a sum not exceeding Eighty-six thousand two hundred dollars (\$86,200.00) upon the credit of the Corporation, to issue debentures therefor bearing interest payable annually at the rate per annum shown in Schedule "A" attached to this by-law and to provide for the expenses incidental to the negotiation and sale of such debentures;

AND WHEREAS it is expedient to make the principal of the said debt repayable in annual instalments during the period of ten (10) years in the respective amounts set forth in Schedule "A" hereto annexed;

THEREFORE the Council of the Corporation of the Township of Calvert enacts as follows:

1. For the purpose aforesaid the Corporation shall borrow upon the credit of the Corporation a sum not exceeding Eighty-six thousand two hundred dollars (\$86,200.00) and shall issue debentures therefor.

2. Each debenture shall bear interest at the rate of seven per cent (7%) being the rate shown in Schedule "A" attached to this by-law and shall have coupons attached thereto for the payment of such interest.

3. The debentures shall be dated the 31st day of March, A.D. 1961, shall be issued at one time and shall be payable with interest in ten (10) annual instalments on the 30th day of September in each of the years 1961 to 1970 inclusive, and the respective amounts of principal and interest payable in each of such years shall be the amounts so designated in Schedule "A" hereto annexed.

4. The debentures to be issued shall be ten (10) in number, one falling due in each year of the said term.

5. The debentures shall be payable as to both principal and interest in lawful money of Canada and may be made payable at the Royal Bank of Canada, in the Township of Calvert, or at the principal office of the said bank in the City of Toronto.

6. The said debentures shall be sealed with the seal of the Corporation and signed by the Head of the Council or by some other person authorized by by-law to sign the same, and by the Treasurer. The said interest coupons shall be signed by the Treasurer and her signature thereon may be written, stamped, lithographed or engraved.

7. Commencing in the year 1961 and thereafter in each year in which an instalment of principal of the said debt and the interest thereon become due, the Council shall levy and raise the specific sum shown for the respective year in the said Schedule "A". Such sum shall be levied and raised by a special rate therefor, over and above all other rates, upon the taxable property of ratepayers who are supporters of public schools under the jurisdiction of The Public School Board of the Township School Area of Calvert South.

8. The said debentures may contain a clause providing for the registration thereof pursuant to Section 335 of *The Municipal Act*.

9. Pending the sale of the said debentures the Head of the Council and the Treasurer may raise for the purpose aforesaid by way of loan on such debentures any sum or sums of money not exceeding in all the amount hereby authorized to be borrowed and may hypothecate such debentures for such loan.

READ A FIRST AND SECOND TIME this 17th day of October, A.D. 1960.

ARTHUR LEROUX,
Reeve.

E. C. LAPALME,
Clerk.

Schedule "A"
To BY-LAW No. 980

Deb. No.	Date of Maturity	Principal	Rate	Interest	Total
1	1961	\$ 6,200.00	7%	\$ 6,034.00	\$ 12,234.00
2	1962	6,700.00	...	5,600.00	12,300.00
3	1963	7,200.00	...	5,131.00	12,331.00
4	1964	7,600.00	...	4,627.00	12,227.00
5	1965	8,200.00	...	4,095.00	12,295.00
6	1966	8,700.00	...	3,521.00	12,221.00
7	1967	9,400.00	...	2,912.00	12,312.00
8	1968	10,000.00	...	2,254.00	12,254.00
9	1969	10,700.00	...	1,554.00	12,254.00
10	1970	11,500.00	...	805.00	12,305.00
		<u>\$86,200.00</u>		<u>\$36,533.00</u>	<u>\$122,733.00</u>

An Act respecting
the Township of Calvert

1st Reading

2nd Reading

3rd Reading

MR. BRUNELLE

(*Private Bill*)

BILL Pr18

2ND SESSION, 26TH LEGISLATURE, ONTARIO
9-10 ELIZABETH II, 1960-61

An Act respecting the Township of Calvert

MR. BRUNELLE

(Reprinted as amended by the Committee on Private Bills)

BILL Pr18

1960-61

An Act respecting the Township of Calvert

WHEREAS The Corporation of the Township of Calvert Preamble
by its petition has represented that the Corporation
has been required by the Township School Area of Calvert
South to borrow the sum of \$86,200 by the issue of debentures
for the purpose of paying for the construction of a public
school, and has prayed for special legislation in respect of
the matters hereinafter set forth; and whereas it is expedient
to grant the prayer of the petition;

Therefore, Her Majesty, by and with the advice and consent
of the Legislative Assembly of the Province of Ontario, enacts
as follows:

1. By-law No. 980 of The Corporation of the Township Debenture
by-law
validated
of Calvert, which was read a first and second time on the 17th
day of October, 1960, set forth as the Schedule hereto, author-
izing the issue of debentures of the Corporation in the principal
amount of \$86,200 to pay the costs of constructing a public
school, is hereby declared to be a by-law duly passed by the
council of the Corporation and is confirmed and declared to
be legal, valid and binding upon the Corporation and the rate-
payers thereof.

2. Sections 58, 59, 60 and 61 of *The Ontario Municipal* Application
of R.S.O.
1960, c. 274
Board Act apply in respect of By-law No. 980 and the debent-
tures to be issued thereunder.

3. This Act comes into force on the day it receives Royal Commence-
ment
Assent.

4. This Act may be cited as *The Township of Calvert Act*, Short title
1960-61.

SCHEDULE

THE CORPORATION OF THE TOWNSHIP OF CALVERT IN THE DISTRICT OF COCHRANE AND PROVINCE OF ONTARIO

BY-LAW No. 980

BEING A BY-LAW to authorize the borrowing of \$86,200.00 upon debentures for public school purposes.

WHEREAS the Public School Board of the Township School Area of Calvert South has requested the Council to provide the sum of Eighty-six thousand two hundred dollars (\$86,200.00) for the purpose of erecting a new school at Monteith, Ontario, being one of the schools in the said Township School Area;

AND WHEREAS it is necessary and expedient to borrow for the said purpose a sum not exceeding Eighty-six thousand two hundred dollars (\$86,200.00) upon the credit of the Corporation, to issue debentures therefor bearing interest payable annually at the rate per annum shown in Schedule "A" attached to this by-law and to provide for the expenses incidental to the negotiation and sale of such debentures;

AND WHEREAS it is expedient to make the principal of the said debt repayable in annual instalments during the period of ten (10) years in the respective amounts set forth in Schedule "A" hereto annexed;

THEREFORE the Council of the Corporation of the Township of Calvert enacts as follows:

1. For the purpose aforesaid the Corporation shall borrow upon the credit of the Corporation a sum not exceeding Eighty-six thousand two hundred dollars (\$86,200.00) and shall issue debentures therefor.
2. Each debenture shall bear interest at the rate of seven per cent (7%) being the rate shown in Schedule "A" attached to this by-law and shall have coupons attached thereto for the payment of such interest.
3. The debentures shall be dated the 31st day of March, A.D. 1961, shall be issued at one time and shall be payable with interest in ten (10) annual instalments on the 30th day of September in each of the years 1961 to 1970 inclusive, and the respective amounts of principal and interest payable in each of such years shall be the amounts so designated in Schedule "A" hereto annexed.
4. The debentures to be issued shall be ten (10) in number, one falling due in each year of the said term.
5. The debentures shall be payable as to both principal and interest in lawful money of Canada and may be made payable at the Royal Bank of Canada, in the Township of Calvert, or at the principal office of the said bank in the City of Toronto.
6. The said debentures shall be sealed with the seal of the Corporation and signed by the Head of the Council or by some other person authorized by by-law to sign the same, and by the Treasurer. The said interest coupons shall be signed by the Treasurer and her signature thereon may be written, stamped, lithographed or engraved.
7. Commencing in the year 1961 and thereafter in each year in which an instalment of principal of the said debt and the interest thereon become due, the Council shall levy and raise the specific sum shown for the respective year in the said Schedule "A". Such sum shall be levied and raised by a special rate therefor, over and above all other rates, upon the taxable property of ratepayers who are supporters of public schools under the jurisdiction of The Public School Board of the Township School Area of Calvert South.

8. The said debentures may contain a clause providing for the registration thereof pursuant to Section 335 of *The Municipal Act*.

9. Pending the sale of the said debentures the Head of the Council and the Treasurer may raise for the purpose aforesaid by way of loan on such debentures any sum or sums of money not exceeding in all the amount hereby authorized to be borrowed and may hypothecate such debentures for such loan.

READ A FIRST AND SECOND TIME this 17th day of October, A.D. 1960.

ARTHUR LEROUX,
Reeve.

E. C. LAPALME,
Clerk.

Schedule "A"
TO BY-LAW No. 980

Deb. No.	Date of Maturity	Principal	Rate	Interest	Total
1	1961	\$ 6,200.00	7%	\$ 6,034.00	\$ 12,234.00
2	1962	6,700.00	...	5,600.00	12,300.00
3	1963	7,200.00	...	5,131.00	12,331.00
4	1964	7,600.00	...	4,627.00	12,227.00
5	1965	8,200.00	...	4,095.00	12,295.00
6	1966	8,700.00	...	3,521.00	12,221.00
7	1967	9,400.00	...	2,912.00	12,312.00
8	1968	10,000.00	...	2,254.00	12,254.00
9	1969	10,700.00	...	1,554.00	12,254.00
10	1970	11,500.00	...	805.00	12,305.00
		<u>\$86,200.00</u>		<u>\$36,533.00</u>	<u>\$122,733.00</u>

An Act respecting
the Township of Calvert

1st Reading

December 12th, 1960

2nd Reading

3rd Reading

MR. BRUNELLE

(Reprinted as amended by the
Committee on Private Bills)

BILL Pr18

2ND SESSION, 26TH LEGISLATURE, ONTARIO
9-10 ELIZABETH II, 1960-61

An Act respecting the Township of Calvert

MR. BRUNELLE

(Reprinted for consideration by the Committee of the Whole House)

BILL Pr18

1960-61

An Act respecting the Township of Calvert

WHEREAS The Corporation of the Township of Calvert ^{Preamble} by its petition has represented that the Corporation has been required by the Township School Area of Calvert South to borrow the sum of \$86,200 by the issue of debentures for the purpose of paying for the construction of a public school, and has prayed for special legislation in respect of the matters hereinafter set forth; and whereas it is expedient to grant the prayer of the petition;

Therefore, Her Majesty, by and with the advice and consent of the Legislative Assembly of the Province of Ontario, enacts as follows:

1.—(1) Subject to subsection 2, By-law No. 980 of The Corporation of the Township of Calvert, which was read a ^{Debenture by-law validated} first and second time on the 17th day of October, 1960, set forth as the Schedule hereto, authorizing the issue of debentures of the Corporation in the principal amount of \$86,200 to pay the costs of constructing a public school, is hereby declared to be a by-law duly passed by the council of the Corporation and is confirmed and declared to be legal, valid and binding upon the Corporation and the ratepayers thereof.

(2) Schedule "A" to By-law No. 980 of The Corporation of the Township of Calvert, set forth as the Schedule hereto, is amended by striking out "\$6,034.00" and "\$36,533.00" in the column headed "Interest" and inserting in lieu thereof "\$3,017.00" and "\$33,516.00" respectively and by striking out "\$12,234.00" and "\$122,733.00" in the column headed "Total" and inserting in lieu thereof "\$9,217.00" and "\$119,716.00" respectively. ^{By-law amended}

2. Sections 58, 59, 60 and 61 of *The Ontario Municipal Board Act* apply in respect of By-law No. 980 and the debentures to be issued thereunder. ^{Application of R.S.O. 1960, c. 274}

3. For the purposes of every Act, the Ontario Municipal Board shall be deemed to have issued an order pursuant to section 63 of *The Public Schools Act* and pursuant to section 64 ^{By-law deemed approved by O.M.B.}

of *The Ontario Municipal Board Act* authorizing the public school board of the Township School Area of Calvert South to proceed with the construction of the public school with respect to which the debentures are required and authorizing The Corporation of the Township of Calvert to pass the debenture by-law referred to in section 1.

Commence-
ment

4. This Act comes into force on the day it receives Royal Assent.

Short title

5. This Act may be cited as *The Township of Calvert Act, 1960-61*.

SCHEDULE

THE CORPORATION OF THE TOWNSHIP OF CALVERT IN THE DISTRICT OF COCHRANE AND PROVINCE OF ONTARIO

BY-LAW No. 980

BEING A BY-LAW to authorize the borrowing of \$86,200.00 upon debentures for public school purposes.

WHEREAS the Public School Board of the Township School Area of Calvert South has requested the Council to provide the sum of Eighty-six thousand two hundred dollars (\$86,200.00) for the purpose of erecting a new school at Monteith, Ontario, being one of the schools in the said Township School Area;

AND WHEREAS it is necessary and expedient to borrow for the said purpose a sum not exceeding Eighty-six thousand two hundred dollars (\$86,200.00) upon the credit of the Corporation, to issue debentures therefor bearing interest payable annually at the rate per annum shown in Schedule "A" attached to this by-law and to provide for the expenses incidental to the negotiation and sale of such debentures;

AND WHEREAS it is expedient to make the principal of the said debt repayable in annual instalments during the period of ten (10) years in the respective amounts set forth in Schedule "A" hereto annexed;

THEREFORE the Council of the Corporation of the Township of Calvert enacts as follows:

1. For the purpose aforesaid the Corporation shall borrow upon the credit of the Corporation a sum not exceeding Eighty-six thousand two hundred dollars (\$86,200.00) and shall issue debentures therefor.

2. Each debenture shall bear interest at the rate of seven per cent (7%) being the rate shown in Schedule "A" attached to this by-law and shall have coupons attached thereto for the payment of such interest.

3. The debentures shall be dated the 31st day of March, A.D. 1961, shall be issued at one time and shall be payable with interest in ten (10) annual instalments on the 30th day of September in each of the years 1961 to 1970 inclusive, and the respective amounts of principal and interest payable in each of such years shall be the amounts so designated in Schedule "A" hereto annexed.

4. The debentures to be issued shall be ten (10) in number, one falling due in each year of the said term.

5. The debentures shall be payable as to both principal and interest in lawful money of Canada and may be made payable at the Royal Bank of Canada, in the Township of Calvert, or at the principal office of the said bank in the City of Toronto.

6. The said debentures shall be sealed with the seal of the Corporation and signed by the Head of the Council or by some other person authorized by by-law to sign the same, and by the Treasurer. The said interest coupons shall be signed by the Treasurer and her signature thereon may be written, stamped, lithographed or engraved.

7. Commencing in the year 1961 and thereafter in each year in which an instalment of principal of the said debt and the interest thereon become due, the Council shall levy and raise the specific sum shown for the respective year in the said Schedule "A". Such sum shall be levied and raised by a special rate therefor, over and above all other rates, upon the taxable property of ratepayers who are supporters of public schools under the jurisdiction of The Public School Board of the Township School Area of Calvert South.

8. The said debentures may contain a clause providing for the registration thereof pursuant to Section 335 of *The Municipal Act*.

9. Pending the sale of the said debentures the Head of the Council and the Treasurer may raise for the purpose aforesaid by way of loan on such debentures any sum or sums of money not exceeding in all the amount hereby authorized to be borrowed and may hypothecate such debentures for such loan.

READ A FIRST AND SECOND TIME this 17th day of October, A.D. 1960.

ARTHUR LEROUX,
Reeve.

E. C. LAPALME,
Clerk.

Schedule "A"
To BY-LAW No. 980

Deb. No.	Date of Maturity	Principal	Rate	Interest	Total
1	1961	\$ 6,200.00	7%	\$ 6,034.00	\$ 12,234.00
2	1962	6,700.00	...	5,600.00	12,300.00
3	1963	7,200.00	...	5,131.00	12,331.00
4	1964	7,600.00	...	4,627.00	12,227.00
5	1965	8,200.00	...	4,095.00	12,295.00
6	1966	8,700.00	...	3,521.00	12,221.00
7	1967	9,400.00	...	2,912.00	12,312.00
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9	1969	10,700.00	...	1,554.00	12,254.00
10	1970	11,500.00	...	805.00	12,305.00
		<u>\$86,200.00</u>		<u>\$36,533.00</u>	<u>\$122,733.00</u>

An Act respecting
the Township of Calvert

1st Reading

December 12th, 1960

2nd Reading

January 31st, 1961

3rd Reading

MR. BRUNELLE

(Reprinted for consideration by the
Committee of the Whole House)

BILL Pr18

2ND SESSION, 26TH LEGISLATURE, ONTARIO
9-10 ELIZABETH II, 1960-61

An Act respecting the Township of Calvert

MR. BRUNELLE

BILL Pr18

1960-61

An Act respecting the Township of Calvert

WHEREAS The Corporation of the Township of Calvert ^{Preamble} by its petition has represented that the Corporation has been required by the Township School Area of Calvert South to borrow the sum of \$86,200 by the issue of debentures for the purpose of paying for the construction of a public school, and has prayed for special legislation in respect of the matters hereinafter set forth; and whereas it is expedient to grant the prayer of the petition;

Therefore, Her Majesty, by and with the advice and consent of the Legislative Assembly of the Province of Ontario, enacts as follows:

1.—(1) Subject to subsection 2, By-law No. 980 of The Corporation of the Township of Calvert, which was read a ^{Debenture by-law validated} first and second time on the 17th day of October, 1960, set forth as the Schedule hereto, authorizing the issue of debentures of the Corporation in the principal amount of \$86,200 to pay the costs of constructing a public school, is hereby declared to be a by-law duly passed by the council of the Corporation and is confirmed and declared to be legal, valid and binding upon the Corporation and the ratepayers thereof.

(2) Schedule "A" to By-law No. 980 of The Corporation of the Township of Calvert, set forth as the Schedule hereto, ^{By-law amended} is amended by striking out "\$6,034.00" and "\$36,533.00" in the column headed "Interest" and inserting in lieu thereof "\$3,017.00" and "\$33,516.00" respectively and by striking out "\$12,234.00" and "\$122,733.00" in the column headed "Total" and inserting in lieu thereof "\$9,217.00" and "\$119,716.00" respectively.

2. Sections 58, 59, 60 and 61 of *The Ontario Municipal Board Act* ^{Application of R.S.O. 1960, c. 274} apply in respect of By-law No. 980 and the debentures to be issued thereunder.

3. For the purposes of every Act, the Ontario Municipal Board shall be deemed to have issued an order pursuant to ^{By-law deemed approved by O.M.B.} section 63 of *The Public Schools Act* and pursuant to section 64

of *The Ontario Municipal Board Act* authorizing the public school board of the Township School Area of Calvert South to proceed with the construction of the public school with respect to which the debentures are required and authorizing The Corporation of the Township of Calvert to pass the debenture by-law referred to in section 1.

Commence-
ment

4. This Act comes into force on the day it receives Royal Assent.

Short title

5. This Act may be cited as *The Township of Calvert Act, 1960-61*.

SCHEDULE

THE CORPORATION OF THE TOWNSHIP OF CALVERT IN THE DISTRICT OF COCHRANE AND PROVINCE OF ONTARIO

BY-LAW No. 980

BEING A BY-LAW to authorize the borrowing of \$86,200.00 upon debentures for public school purposes.

WHEREAS the Public School Board of the Township School Area of Calvert South has requested the Council to provide the sum of Eighty-six thousand two hundred dollars (\$86,200.00) for the purpose of erecting a new school at Monteith, Ontario, being one of the schools in the said Township School Area;

AND WHEREAS it is necessary and expedient to borrow for the said purpose a sum not exceeding Eighty-six thousand two hundred dollars (\$86,200.00) upon the credit of the Corporation, to issue debentures therefor bearing interest payable annually at the rate per annum shown in Schedule "A" attached to this by-law and to provide for the expenses incidental to the negotiation and sale of such debentures;

AND WHEREAS it is expedient to make the principal of the said debt repayable in annual instalments during the period of ten (10) years in the respective amounts set forth in Schedule "A" hereto annexed;

THEREFORE the Council of the Corporation of the Township of Calvert enacts as follows:

1. For the purpose aforesaid the Corporation shall borrow upon the credit of the Corporation a sum not exceeding Eighty-six thousand two hundred dollars (\$86,200.00) and shall issue debentures therefor.

2. Each debenture shall bear interest at the rate of seven per cent (7%) being the rate shown in Schedule "A" attached to this by-law and shall have coupons attached thereto for the payment of such interest.

3. The debentures shall be dated the 31st day of March, A.D. 1961, shall be issued at one time and shall be payable with interest in ten (10) annual instalments on the 30th day of September in each of the years 1961 to 1970 inclusive, and the respective amounts of principal and interest payable in each of such years shall be the amounts so designated in Schedule "A" hereto annexed.

4. The debentures to be issued shall be ten (10) in number, one falling due in each year of the said term.

5. The debentures shall be payable as to both principal and interest in lawful money of Canada and may be made payable at the Royal Bank of Canada, in the Township of Calvert, or at the principal office of the said bank in the City of Toronto.

6. The said debentures shall be sealed with the seal of the Corporation and signed by the Head of the Council or by some other person authorized by by-law to sign the same, and by the Treasurer. The said interest coupons shall be signed by the Treasurer and her signature thereon may be written, stamped, lithographed or engraved.

7. Commencing in the year 1961 and thereafter in each year in which an instalment of principal of the said debt and the interest thereon become due, the Council shall levy and raise the specific sum shown for the respective year in the said Schedule "A". Such sum shall be levied and raised by a special rate therefor, over and above all other rates, upon the taxable property of ratepayers who are supporters of public schools under the jurisdiction of The Public School Board of the Township School Area of Calvert South.

8. The said debentures may contain a clause providing for the registration thereof pursuant to Section 335 of *The Municipal Act*.

9. Pending the sale of the said debentures the Head of the Council and the Treasurer may raise for the purpose aforesaid by way of loan on such debentures any sum or sums of money not exceeding in all the amount hereby authorized to be borrowed and may hypothecate such debentures for such loan.

READ A FIRST AND SECOND TIME this 17th day of October, A.D. 1960.

ARTHUR LEROUX,
Reeve.

E. C. LAPALME,
Clerk.

Schedule "A"
TO BY-LAW No. 980

Deb. No.	Date of Maturity	Principal	Rate	Interest	Total
1	1961	\$ 6,200.00	7%	\$ 6,034.00	\$ 12,234.00
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3	1963	7,200.00	...	5,131.00	12,331.00
4	1964	7,600.00	...	4,627.00	12,227.00
5	1965	8,200.00	...	4,095.00	12,295.00
6	1966	8,700.00	...	3,521.00	12,221.00
7	1967	9,400.00	...	2,912.00	12,312.00
8	1968	10,000.00	...	2,254.00	12,254.00
9	1969	10,700.00	...	1,554.00	12,254.00
10	1970	11,500.00	...	805.00	12,305.00
		<u>\$86,200.00</u>		<u>\$36,533.00</u>	<u>\$122,733.00</u>

1st Reading

December 12th, 1960

2nd Reading

January 31st, 1961

3rd Reading

March 9th, 1961

MR. BRUNELLE

BILL Pr20

2ND SESSION, 26TH LEGISLATURE, ONTARIO
9-10 ELIZABETH II, 1960-61

An Act to establish Reuben Edwin Cleghorn Foundation

MR. WINTERMEYER

(PRIVATE BILL)

BILL Pr20

1960-61

An Act to establish Reuben Edwin Cleghorn Foundation

WHEREAS Reuben Edwin Cleghorn, late of the Town Preamble
of Elmira, in the County of Waterloo, retired accountant, deceased, did by his last Will and Testament direct that the residue of his estate after the death of his only sister should be held in the form of a perpetual endowment fund for the advancement of the education of pupils of the Elmira District High School and did provide for the appointment of a governing committee to disburse the income from time to time earned by the residue of his estate to pupils of the Elmira District High School for the purpose of assisting pupils to obtain higher education in any university, college or school approved by the governing committee; and whereas there is some doubt in law as to whether the governing body is a charitable organization; and whereas the executor of the last Will and Testament of Reuben Edwin Cleghorn, deceased, by its petition has prayed that special legislation be passed to remove the doubt so raised; and whereas it is deemed expedient to grant the prayer of the petition;

Therefore, Her Majesty, by and with the advice and consent of the Legislative Assembly of the Province of Ontario, enacts as follows:

1. The chairman of the Elmira District High School Board Foundation
Incorporated and his successors in office, the principal or principals of the high school or high schools operated by the Elmira District High School Board and his or their successors, the mayor of The Corporation of the Town of Elmira or a member of the council appointed by him in his place and stead and his successors or their appointees and one officer of The Waterloo Trust and Savings Company from time to time designated by the Company are hereby constituted a body corporate and politic without share capital under the name of "Reuben Edwin Cleghorn Foundation", herein called the Foundation, and shall be the members thereof.

2.—(1) The Foundation shall be deemed for all purposes Foundation
charitable to be a charitable organization.

- Objects** (2) The objects of the Foundation are to use the income received by it for the advancement of education of pupils of the Elmira District High School.
- Payment of funds to Foundation** **3.** The Waterloo Trust and Savings Company, the executor of the last Will and Testament of Reuben Edwin Cleghorn, or its successor, shall pay quarterly to the Foundation all income received by it from the estate of Reuben Edwin Cleghorn with the exception of such money as it is legally entitled to receive as compensation for its services as executor of the last Will and Testament of Reuben Edwin Cleghorn and trustees of the estate of Reuben Edwin Cleghorn.
- Affairs of Foundation** **4.** The affairs of the Foundation shall be managed by the members.
- By-laws** **5.—**(1) The members may pass by-laws not contrary to this Act to regulate and govern its procedure and actions and the conduct and administration of the affairs of the Foundation and the election of a chairman and fixing the quorum of the members.
- Amending by-laws** (2) Any by-law of the Foundation may be repealed or amended by the members in accordance with such rules and regulations as it may prescribe by by-law.
- Scholarships** **6.** The fund shall be disbursed in the form of scholarships and bursaries.
- Eligibility for scholarship** **7.** The persons eligible to receive scholarships or bursaries shall be *bona fide* students of the high school or high schools of the Elmira District High School Board who have passed and fulfilled the entrance requirements of a degree-granting university situated within Ontario and who have applied for attendance at and been accepted by such degree-granting university as a student.
- Elmira High School District defined** **8.** In the event that the geographical boundaries of the Elmira High School District are changed from time to time, for the purposes of this Act, the Elmira High School District shall be deemed to be the district that contains the majority in area of the lands comprising the Elmira High School District as at the date of the death of Miss Victoria Cleghorn, sister of Reuben Edwin Cleghorn, and the Elmira District High School Board shall be deemed to be the high school board administering the high school or high schools in such district.
- Commencement** **9.** This Act comes into force on the day it receives Royal Assent.
- Short title** **10.** This Act may be cited as *The Reuben Edwin Cleghorn Foundation Act, 1960-61*.

1st Reading

2nd Reading

3rd Reading

MR. WINTERMEYER

(*Private Bill*)

BILL Pr20

2ND SESSION, 26TH LEGISLATURE, ONTARIO
9-10 ELIZABETH II, 1960-61

Act to establish Reuben Edwin Cleghorn Foundation

MR. WINTERMEYER

(Reprinted as amended by the Committee on Private Bills)

BILL Pr20

1960-61

An Act to establish Reuben Edwin Cleghorn Foundation

WHEREAS Reuben Edwin Cleghorn, late of the Town Preamble
of Elmira, in the County of Waterloo, retired account-
tant, deceased, did by his last Will and Testament direct that
the residue of his estate after the death of his only sister
should be held in the form of a perpetual endowment fund
for the advancement of the education of pupils of the Elmira
District High School and did provide for the appointment of a
governing committee to disburse the income from time to
time earned by the residue of his estate to pupils of the Elmira
District High School for the purpose of assisting pupils to
obtain higher education in any university, college or school
approved by the governing committee; and whereas there is
some doubt in law as to whether the governing body is a
charitable organization; and whereas the executor of the last
Will and Testament of Reuben Edwin Cleghorn, deceased,
by its petition has prayed that special legislation be passed
to remove the doubt so raised; and whereas it is deemed
expedient to grant the prayer of the petition;

Therefore, Her Majesty, by and with the advice and consent
of the Legislative Assembly of the Province of Ontario, enacts
as follows:

1. The chairman of the Elmira District High School Board Foundation
and his successors in office, the principal or principals of the incorporated
high school or high schools operated by the Elmira District
High School Board and his or their successors, the mayor of
The Corporation of the Town of Elmira or a member of the
council appointed by him in his place and stead and his
successors or their appointees and one officer of The Waterloo
Trust and Savings Company from time to time designated by
the Company are hereby constituted a body corporate and
politic without share capital under the name of "Reuben
Edwin Cleghorn Foundation", herein called the Foundation,
and shall be the members thereof.

2.—(1) The Foundation shall be deemed for all purposes Foundation
to be a charitable organization. charitable

- Objects (2) The objects of the Foundation are to use the income received by it for the advancement of education of pupils of the Elmira District High School.
- Payment of funds to Foundation **3.** The Waterloo Trust and Savings Company, the executor of the last Will and Testament of Reuben Edwin Cleghorn, or its successor, shall pay quarterly to the Foundation all income received by it from the estate of Reuben Edwin Cleghorn with the exception of such money as it is legally entitled to receive as compensation for its services as executor of the last Will and Testament of Reuben Edwin Cleghorn and trustees of the estate of Reuben Edwin Cleghorn.
- Affairs of Foundation **4.** The affairs of the Foundation shall be managed by the members.
- By-laws **5.**—(1) The members may pass by-laws not contrary to this Act to regulate and govern its procedure and actions and the conduct and administration of the affairs of the Foundation and the election of a chairman and fixing the quorum of the members.
- Amending by-laws (2) Any by-law of the Foundation may be repealed or amended by the members in accordance with such rules and regulations as it may prescribe by by-law.
- Scholarships, etc. **6.** The moneys of the Foundation shall be disbursed from time to time in the form of scholarships and bursaries.
- Eligibility for scholarship **7.** The persons eligible to receive scholarships or bursaries shall be *bona fide* students of the high school or high schools of the Elmira District High School Board who have passed and fulfilled the entrance requirements of a degree-granting university situated within Ontario and who have applied for attendance at and been accepted by such degree-granting university as a student.
- Elmira High School District defined **8.** In the event that the geographical boundaries of the Elmira High School District are changed from time to time, for the purposes of this Act, the Elmira High School District shall be deemed to be the district that contains the majority in area of the lands comprising the Elmira High School District as at the date of the death of Miss Victoria Cleghorn, sister of Reuben Edwin Cleghorn, and the Elmira District High School Board shall be deemed to be the high school board administering the high school or high schools in such district.
- Commencement **9.** This Act comes into force on the day it receives Royal Assent.
- Short title **10.** This Act may be cited as *The Reuben Edwin Cleghorn Foundation Act, 1960-61.*

An Act to establish
Reuben Edwin
Cleghorn Foundation

1st Reading

December 12th, 1960

2nd Reading

3rd Reading

MR. WINTERMEYER

(Reprinted as amended by the
Committee on Private Bills)

BILL Pr20

2ND SESSION, 26TH LEGISLATURE, ONTARIO
9-10 ELIZABETH II, 1960-61

An Act to establish Reuben Edwin Cleghorn Foundation

MR. WINTERMEYER

TORONTO
PRINTED AND PUBLISHED BY FRANK FOGG, QUEEN'S PRINTER

BILL Pr20

1960-61

An Act to establish Reuben Edwin Cleghorn Foundation

WHEREAS Reuben Edwin Cleghorn, late of the Town Preamble
of Elmira, in the County of Waterloo, retired accountant, deceased, did by his last Will and Testament direct that the residue of his estate after the death of his only sister should be held in the form of a perpetual endowment fund for the advancement of the education of pupils of the Elmira District High School and did provide for the appointment of a governing committee to disburse the income from time to time earned by the residue of his estate to pupils of the Elmira District High School for the purpose of assisting pupils to obtain higher education in any university, college or school approved by the governing committee; and whereas there is some doubt in law as to whether the governing body is a charitable organization; and whereas the executor of the last Will and Testament of Reuben Edwin Cleghorn, deceased, by its petition has prayed that special legislation be passed to remove the doubt so raised; and whereas it is deemed expedient to grant the prayer of the petition;

Therefore, Her Majesty, by and with the advice and consent of the Legislative Assembly of the Province of Ontario, enacts as follows:

1. The chairman of the Elmira District High School Board Foundation incorporated and his successors in office, the principal or principals of the high school or high schools operated by the Elmira District High School Board and his or their successors, the mayor of The Corporation of the Town of Elmira or a member of the council appointed by him in his place and stead and his successors or their appointees and one officer of The Waterloo Trust and Savings Company from time to time designated by the Company are hereby constituted a body corporate and politic without share capital under the name of "Reuben Edwin Cleghorn Foundation", herein called the Foundation, and shall be the members thereof.

2.—(1) The Foundation shall be deemed for all purposes Foundation charitable to be a charitable organization.

- Objects (2) The objects of the Foundation are to use the income received by it for the advancement of education of pupils of the Elmira District High School.
- Payment of funds to Foundation **3.** The Waterloo Trust and Savings Company, the executor of the last Will and Testament of Reuben Edwin Cleghorn, or its successor, shall pay quarterly to the Foundation all income received by it from the estate of Reuben Edwin Cleghorn with the exception of such money as it is legally entitled to receive as compensation for its services as executor of the last Will and Testament of Reuben Edwin Cleghorn and trustees of the estate of Reuben Edwin Cleghorn.
- Affairs of Foundation **4.** The affairs of the Foundation shall be managed by the members.
- By-laws **5.**—(1) The members may pass by-laws not contrary to this Act to regulate and govern its procedure and actions and the conduct and administration of the affairs of the Foundation and the election of a chairman and fixing the quorum of the members.
- Amending by-laws (2) Any by-law of the Foundation may be repealed or amended by the members in accordance with such rules and regulations as it may prescribe by by-law.
- Scholarships, etc. **6.** The moneys of the Foundation shall be disbursed from time to time in the form of scholarships and bursaries.
- Eligibility for scholarship **7.** The persons eligible to receive scholarships or bursaries shall be *bona fide* students of the high school or high schools of the Elmira District High School Board who have passed and fulfilled the entrance requirements of a degree-granting university situated within Ontario and who have applied for attendance at and been accepted by such degree-granting university as a student.
- Elmira High School District defined **8.** In the event that the geographical boundaries of the Elmira High School District are changed from time to time, for the purposes of this Act, the Elmira High School District shall be deemed to be the district that contains the majority in area of the lands comprising the Elmira High School District as at the date of the death of Miss Victoria Cleghorn, sister of Reuben Edwin Cleghorn, and the Elmira District High School Board shall be deemed to be the high school board administering the high school or high schools in such district.
- Commencement **9.** This Act comes into force on the day it receives Royal Assent.
- Short title **10.** This Act may be cited as *The Reuben Edwin Cleghorn Foundation Act, 1960-61.*

An Act to establish
Reuben Edwin
Cleghorn Foundation

1st Reading

December 12th, 1960

2nd Reading

February 6th, 1961

3rd Reading

February 13th, 1961

MR. WINTERMEYER

BILL Pr21

2ND SESSION, 26TH LEGISLATURE, ONTARIO
9-10 ELIZABETH II, 1960-61

An Act to incorporate Renfrew Victoria Hospital

MR. HAMILTON

(PRIVATE BILL)

BILL Pr21

1960-61

An Act to incorporate Renfrew Victoria Hospital

WHEREAS The Corporation of the Town of Renfrew by ^{Preamble} its petition has represented that by *The Victoria Hospital at Renfrew Act*, being chapter 151 of the Statutes of Ontario, 1922, and *The Victoria Hospital at Renfrew Act, 1926* ^{1926, c. 118} The Corporation of the Town of Renfrew was empowered to carry on Victoria Hospital as a civic general hospital and that the management and control thereof were vested in and exercised by a board of trustees elected from and by the municipal electors of the Town of Renfrew; and whereas The Corporation of the Town of Renfrew deems it desirable to repeal such Acts and to create a corporation under the name of "Renfrew Victoria Hospital" and transfer to it all facilities, assets and undertakings of the existing hospital with all debts and obligations affecting the existing hospital, and vest the management and control thereof in a board representative of the Town of Renfrew and neighbouring townships; and whereas the petitioner has prayed for special legislation for such purpose; and whereas it is expedient to grant the prayer of the petition;

Therefore, Her Majesty, by and with the advice and consent of the Legislative Assembly of the Province of Ontario, enacts as follows:

1. The Trustees of Victoria Hospital at Renfrew is continued as a corporation under the name of "Renfrew Victoria Hospital", hereinafter called the Corporation, with the objects ^{Renfrew Victoria Hospital incorporated} and powers herein mentioned.

2. Within two months after the day this Act comes into force, The Trustees of Victoria Hospital at Renfrew shall hold ^{Successors to be installed} a meeting at which the persons appointed by or under section 3 shall be installed as successors to such Trustees, whereupon such Trustees cease to hold office.

Composition
of
Corporation

3. The following persons shall be installed as successors under section 2 and thereafter they and their successors constitute the Corporation:

1. The mayor, reeve and deputy reeve of the Town of Renfrew.
2. One person appointed in each year by the council of the County of Renfrew, for a term of one year.
3. The reeve of each of the townships of Admaston, Bromley, Brougham, Horton, Grattan, McNab, and Ross, and of the united townships of Bagot and Blythfield and of Griffith and Matawatchan, or, in lieu of the reeve of any such municipality, a person resident in and appointed by the council of such municipality for a term of one year.
4. Three persons, each of whom shall be resident of the Town of Renfrew and none of whom shall be a member of the council of or an official or employee of the Town of Renfrew or the Corporation, appointed by the council of the Town of Renfrew in each year for a term of three years, provided that, with respect to the initial appointment, the council shall appoint nine such Renfrew residents in three sets of three with each set designated to hold office for terms of one, two and three years, respectively.
5. Such person or persons as are appointed *ex officio* under any Act or regulation.

Board of
Governors

4. The persons appointed by or under section 3 and their successors constitute the Board of Governors, hereinafter called the Board.

Vacancy

5. Where a vacancy occurs in the Board by reason of the death, retirement or otherwise of a member appointed by a council of a municipality, such vacancy shall be filled, for the unexpired term for which such member was appointed, by a person resident in and appointed by the council of such municipality.

Executive
committee

6.—(1) The Board may pass a by-law authorizing the Board to elect from among its number an executive committee consisting of five, of whom three shall be resident in the Town of Renfrew and two shall be resident in a township mentioned in section 3, and may delegate to the executive committee such powers of the Board as the Board may determine from time to time, subject to the restrictions, if any, contained in the by-law or imposed from time to time by the Board.

(2) The by-law shall not be effective until it is confirmed ^{When effective} by at least a two-thirds vote of the members present at a general meeting of the Board duly called for that purpose.

(3) The executive committee may fix its quorum at not ^{Quorum} less than a majority of its members.

7. All properties, real and personal, and the undertaking ^{Property vested in Corporation} and assets of, with all the rights, powers, privileges and immunities now vested in, owned, held, possessed or enjoyed by, The Trustees of Victoria Hospital at Renfrew and the Town of Renfrew for the purposes of Victoria Hospital are hereby vested in the Corporation for its objects, without the necessity of any other grant, conveyance, transfer, assignment or vesting thereof, but subject to the provisions of this Act, *The Hospital Services Commission Act* and *The Public Hospitals Act* and to the terms and conditions of any grant, trust, devise or bequest heretofore made or declared respecting the same, or any part thereof, and subject to all obligations, debts, mortgages, charges and liabilities in any way affecting the same, or any part thereof, or in any way due or owing by or from The Trustees of Victoria Hospital at Renfrew. ^{R.S.O. 1960, cc. 176, 322}

8. The Corporation has full power to continue and carry on ^{Power of Corporation to operate hospital, etc.} the hospital and rehabilitation centre now established and being carried on, and to carry on all things necessary, incidental or usual thereto, or in connection therewith, and to acquire land for such purposes.

9. The objects of the Corporation are to carry on the ^{Objects of Corporation} hospital and rehabilitation centre and all other hospitals, sanatoria and other similar institutions which it may establish, undertake or carry on for the benefit and advantage of the area comprising the Town of Renfrew and the several townships aforesaid.

10. For the objects of the Corporation, the Board may, in ^{Power to acquire property, etc.} its discretion, take and accept all gifts, legacies and bequests of money or other personalty and, subject to *The Mortmain and Charitable Uses Act*, may acquire, hold and possess by gift, devise, bequest, purchase or otherwise lands, tenements or hereditaments and interests therein for the use, support or purpose of the Corporation, and all persons and bodies corporate have the full and unrestricted right to give, grant, devise and bequeath to the Corporation any land or interest in land or any goods, chattels and effects, but nothing herein authorizes the Corporation to engage in the business of trading in real estate. ^{R.S.O. 1960, c. 246}

11. The Board may sell and dispose of any of the real and ^{Disposal of property} personal property of the Corporation that is no longer

necessary for its objects, provided that the proceeds derived from any such sale or disposal shall be held and applied for the objects of the Corporation.

Borrowing
powers

12. The Board may pass by-laws,

- (a) for borrowing money on the credit of the Corporation by promissory note, overdraft on any bank or banks or otherwise; or
- (b) for issuing, selling or pledging securities of the Corporation; or
- (c) for charging, mortgaging, hypothecating or pledging all or any of the real or personal property of the Corporation, to secure any securities or any money borrowed, or other debt or any other obligation or liability of the Corporation;

provided that all such by-laws shall be passed by a two-thirds vote of the members present at a meeting of the Board called for that purpose.

Investment

R.S.O. 1960,
c. 408

13. Subject to the limitations imposed by any specific trust as to the same, the Board may invest in securities in which trustees may invest under *The Trustee Act* all moneys that may at any time come into its hands for the use and support of the Corporation, or may deposit the same in a chartered bank.

Powers
vested in
Board

14. The powers of the Corporation are vested in and shall be exercised by the Board, and, without restricting the generality of the foregoing, the Board,

- (a) shall appoint a Secretary, Bursar or Treasurer and Administrator, and such matrons, medical and surgical staff, nurses, officers, employees, servants and agents as it may from time to time require or deem necessary;
- (b) has the control, government and disposition of the hospital and other hospitals, sanatoria and other institutions and properties established or carried on by the Corporation, and, subject to the provisions of this Act, of all its properties, endowments, funds, assets, income, revenues and expenditures;
- (c) has the power to pass by-laws, resolutions, rules and regulations for the control, management and conduct of the affairs of the Corporation, for fixing the salaries, wages, fees and emoluments of all persons

appointed by or under the jurisdiction of the Board, and also in respect of all matters pertaining to the business, meetings and transactions of the Board, and for fixing the quorum necessary for its meetings; and

- (d) may act by such committees of or appointed by the Board as it may deem proper to appoint.

15. The Administrator of the hospital, or such other of its officers to whom the Board may from time to time delegate such power, may, subject to the approval of the Board, make regulations for the direction of the nurses, employees and servants in regard to their duties and for the conduct and discipline of all patients at or in the hospital, or other hospitals, sanatoria or institutions, and of all visitors thereto, and for the internal conduct and management thereof.

16. Without limiting the general powers herein conferred, but subject to any Public Act and any rule or regulation made thereunder, the Corporation may affiliate with, or maintain and carry on, any training school for nurses, medical students, X-ray technicians, laboratory technicians, administrators and any or all other personnel which shall be deemed by the Board to advance the interests of the Corporation, and for that purpose the Board may prescribe rules and regulations and periods of training and issue diplomas and certificates, and in connection therewith or for other purposes the Board may erect, equip and maintain residences and all other necessary buildings and facilities for nurses, superintendents, resident physicians and surgeons, upon such sites as the Board may deem proper, and the Board may continue and carry on a training school for nurses as now established and carried on in conjunction with the existing hospital.

17. No real property or interest therein vested in the Corporation and used for its purposes is liable to be entered upon, used or taken by any corporation, except a municipal corporation, or by any person possessing the right of taking land compulsorily for any purpose, and no power to expropriate real property hereafter conferred extends to such real property or interest unless the Act conferring the power is made in express terms to apply to such real property.

18. Subject to the by-laws of the Board, all conveyances, grants, discharges or assignments of any property held by or for the Corporation shall be made by the Board under the seal of the Corporation, attested by the signature of the head of the Board or some other member of the Board thereto specifically authorized in that behalf.

1922, c. 151;
1926, c. 118,
repealed **19.** *The Victoria Hospital at Renfrew Act*, being chapter 151
of the Statutes of Ontario, 1922, and *The Victoria Hospital
at Renfrew Act, 1926* are repealed.

Commence-
ment **20.** This Act comes into force on the day it receives Royal
Assent.

Short title **21.** This Act may be cited as *The Renfrew Victoria Hospital
Act, 1960-61*.

An Act to incorporate
Renfrew Victoria Hospital

1st Reading

December 1st, 1960

2nd Reading

3rd Reading

MR. HAMILTON

(*Private Bill*)

BILL Pr21

2ND SESSION, 26TH LEGISLATURE, ONTARIO
9-10 ELIZABETH II, 1960-61

An Act to incorporate Renfrew Victoria Hospital

MR. HAMILTON

BILL Pr21

1960-61

An Act to incorporate Renfrew Victoria Hospital

WHEREAS The Corporation of the Town of Renfrew by ^{Preamble} its petition has represented that by *The Victoria Hospital at Renfrew Act*, being chapter 151 of the Statutes of Ontario, 1922, and *The Victoria Hospital at Renfrew Act, 1926* ^{1926, c. 118} The Corporation of the Town of Renfrew was empowered to carry on Victoria Hospital as a civic general hospital and that the management and control thereof were vested in and exercised by a board of trustees elected from and by the municipal electors of the Town of Renfrew; and whereas The Corporation of the Town of Renfrew deems it desirable to repeal such Acts and to create a corporation under the name of "Renfrew Victoria Hospital" and transfer to it all facilities, assets and undertakings of the existing hospital with all debts and obligations affecting the existing hospital, and vest the management and control thereof in a board representative of the Town of Renfrew and neighbouring townships; and whereas the petitioner has prayed for special legislation for such purpose; and whereas it is expedient to grant the prayer of the petition;

Therefore, Her Majesty, by and with the advice and consent of the Legislative Assembly of the Province of Ontario, enacts as follows:

1. The Trustees of Victoria Hospital at Renfrew is continued as a corporation under the name of "Renfrew Victoria Hospital", hereinafter called the Corporation, with the objects ^{Renfrew Victoria Hospital incorporated} and powers herein mentioned.

2. Within two months after the day this Act comes into force, The Trustees of Victoria Hospital at Renfrew shall hold a meeting at which the persons appointed by or under section 3 shall be installed as successors to such Trustees, whereupon such Trustees cease to hold office. ^{Successors to be installed}

Composition
of
Corporation

3. The following persons shall be installed as successors under section 2 and thereafter they and their successors constitute the Corporation:

1. The mayor, reeve and deputy reeve of the Town of Renfrew.
2. One person appointed in each year by the council of the County of Renfrew, for a term of one year.
3. The reeve of each of the townships of Admaston, Bromley, Brougham, Horton, Grattan, McNab, and Ross, and of the united townships of Bagot and Blythfield and of Griffith and Matawatchan, or, in lieu of the reeve of any such municipality, a person resident in and appointed by the council of such municipality for a term of one year.
4. Three persons, each of whom shall be resident of the Town of Renfrew and none of whom shall be a member of the council of or an official or employee of the Town of Renfrew or the Corporation, appointed by the council of the Town of Renfrew in each year for a term of three years, provided that, with respect to the initial appointment, the council shall appoint nine such Renfrew residents in three sets of three with each set designated to hold office for terms of one, two and three years, respectively.
5. Such person or persons as are appointed *ex officio* under any Act or regulation.

Board of
Governors

4. The persons appointed by or under section 3 and their successors constitute the Board of Governors, hereinafter called the Board.

Vacancy

5. Where a vacancy occurs in the Board by reason of the death, retirement or otherwise of a member appointed by a council of a municipality, such vacancy shall be filled, for the unexpired term for which such member was appointed, by a person resident in and appointed by the council of such municipality.

Executive
committee

6.—(1) The Board may pass a by-law authorizing the Board to elect from among its number an executive committee consisting of five, of whom three shall be resident in the Town of Renfrew and two shall be resident in a township mentioned in section 3, and may delegate to the executive committee such powers of the Board as the Board may determine from time to time, subject to the restrictions, if any, contained in the by-law or imposed from time to time by the Board.

(2) The by-law shall not be effective until it is confirmed ^{When effective} by at least a two-thirds vote of the members present at a general meeting of the Board duly called for that purpose.

(3) The executive committee may fix its quorum at not ^{Quorum} less than a majority of its members.

7. All properties, real and personal, and the undertaking ^{Property vested in Corporation} and assets of, with all the rights, powers, privileges and immunities now vested in, owned, held, possessed or enjoyed by, The Trustees of Victoria Hospital at Renfrew and the Town of Renfrew for the purposes of Victoria Hospital are hereby vested in the Corporation for its objects, without the necessity of any other grant, conveyance, transfer, assignment or vesting thereof, but subject to the provisions of this Act, *The Hospital Services Commission Act* and *The Public Hospitals Act* and to the terms and conditions of any grant, trust, devise or bequest heretofore made or declared respecting the same, or any part thereof, and subject to all obligations, debts, mortgages, charges and liabilities in any way affecting the same, or any part thereof, or in any way due or owing by or from The Trustees of Victoria Hospital at Renfrew. ^{R.S.O. 1960, cc. 176, 322}

8. The Corporation has full power to continue and carry on ^{Power of Corporation to operate hospital, etc.} the hospital and rehabilitation centre now established and being carried on, and to carry on all things necessary, incidental or usual thereto, or in connection therewith, and to acquire land for such purposes.

9. The objects of the Corporation are to carry on the ^{Objects of Corporation} hospital and rehabilitation centre and all other hospitals, sanatoria and other similar institutions which it may establish, undertake or carry on for the benefit and advantage of the area comprising the Town of Renfrew and the several townships aforesaid.

10. For the objects of the Corporation, the Board may, in ^{Power to acquire property, etc.} its discretion, take and accept all gifts, legacies and bequests of money or other personalty and, subject to *The Mortmain and Charitable Uses Act*, may acquire, hold and possess by ^{R.S.O. 1960 c. 246} gift, devise, bequest, purchase or otherwise lands, tenements or hereditaments and interests therein for the use, support or purpose of the Corporation, and all persons and bodies corporate have the full and unrestricted right to give, grant, devise and bequeath to the Corporation any land or interest in land or any goods, chattels and effects, but nothing herein authorizes the Corporation to engage in the business of trading in real estate.

11. The Board may sell and dispose of any of the real and ^{Disposal of property} personal property of the Corporation that is no longer

necessary for its objects, provided that the proceeds derived from any such sale or disposal shall be held and applied for the objects of the Corporation.

Borrowing
powers

12. The Board may pass by-laws,

- (a) for borrowing money on the credit of the Corporation by promissory note, overdraft on any bank or banks or otherwise; or
- (b) for issuing, selling or pledging securities of the Corporation; or
- (c) for charging, mortgaging, hypothecating or pledging all or any of the real or personal property of the Corporation, to secure any securities or any money borrowed, or other debt or any other obligation or liability of the Corporation;

provided that all such by-laws shall be passed by a two-thirds vote of the members present at a meeting of the Board called for that purpose.

Investment

R.S.O. 1960,
c. 408

13. Subject to the limitations imposed by any specific trust as to the same, the Board may invest in securities in which trustees may invest under *The Trustee Act* all moneys that may at any time come into its hands for the use and support of the Corporation, or may deposit the same in a chartered bank.

Powers
vested in
Board

14. The powers of the Corporation are vested in and shall be exercised by the Board, and, without restricting the generality of the foregoing, the Board,

- (a) shall appoint a Secretary, Bursar or Treasurer and Administrator, and such matrons, medical and surgical staff, nurses, officers, employees, servants and agents as it may from time to time require or deem necessary;
- (b) has the control, government and disposition of the hospital and other hospitals, sanatoria and other institutions and properties established or carried on by the Corporation, and, subject to the provisions of this Act, of all its properties, endowments, funds, assets, income, revenues and expenditures;
- (c) has the power to pass by-laws, resolutions, rules and regulations for the control, management and conduct of the affairs of the Corporation, for fixing the salaries, wages, fees and emoluments of all persons

appointed by or under the jurisdiction of the Board, and also in respect of all matters pertaining to the business, meetings and transactions of the Board, and for fixing the quorum necessary for its meetings; and

- (d) may act by such committees of or appointed by the Board as it may deem proper to appoint.

15. The Administrator of the hospital, or such other of its officers to whom the Board may from time to time delegate such power, may, subject to the approval of the Board, make regulations for the direction of the nurses, employees and servants in regard to their duties and for the conduct and discipline of all patients at or in the hospital, or other hospitals, sanatoria or institutions, and of all visitors thereto, and for the internal conduct and management thereof.

Powers of
Administrator

16. Without limiting the general powers herein conferred, but subject to any Public Act and any rule or regulation made thereunder, the Corporation may affiliate with, or maintain and carry on, any training school for nurses, medical students, X-ray technicians, laboratory technicians, administrators and any or all other personnel which shall be deemed by the Board to advance the interests of the Corporation, and for that purpose the Board may prescribe rules and regulations and periods of training and issue diplomas and certificates, and in connection therewith or for other purposes the Board may erect, equip and maintain residences and all other necessary buildings and facilities for nurses, superintendents, resident physicians and surgeons, upon such sites as the Board may deem proper, and the Board may continue and carry on a training school for nurses as now established and carried on in conjunction with the existing hospital.

Training
school for
nurses, etc.

17. No real property or interest therein vested in the Corporation and used for its purposes is liable to be entered upon, used or taken by any corporation, except a municipal corporation, or by any person possessing the right of taking land compulsorily for any purpose, and no power to expropriate real property hereafter conferred extends to such real property or interest unless the Act conferring the power is made in express terms to apply to such real property.

Lands not
liable to
expropria-
tion

18. Subject to the by-laws of the Board, all conveyances, grants, discharges or assignments of any property held by or for the Corporation shall be made by the Board under the seal of the Corporation, attested by the signature of the head of the Board or some other member of the Board thereto specifically authorized in that behalf.

Convey-
ances, etc.,
made by
Board

1922, c. 151;
1926, c. 118,
repealed **19.** *The Victoria Hospital at Renfrew Act*, being chapter 151 of the Statutes of Ontario, 1922, and *The Victoria Hospital at Renfrew Act, 1926* are repealed.

Commence-
ment **20.** This Act comes into force on the day it receives Royal Assent.

Short title **21.** This Act may be cited as *The Renfrew Victoria Hospital Act, 1960-61*.

1st Reading

December 1st, 1960

2nd Reading

February 6th, 1961

3rd Reading

February 13th, 1961

MR. HAMILTON

BILL Pr22

2ND SESSION, 26TH LEGISLATURE, ONTARIO
9-10 ELIZABETH II, 1960-61

An Act respecting The University of Waterloo

MR. WINTERMEYER

(PRIVATE BILL)

BILL Pr22

1960-61

An Act respecting The University of Waterloo

WHEREAS The University of Waterloo by its petition Preamble has represented that it was incorporated by *The University of Waterloo Act, 1959*; that by sections 42 and 43 of that Act the agreements set out in Schedules A and B to that Act were ratified and confirmed and declared to be legal, valid and binding upon the parties thereto; and that The University of St. Jerome's College has federated with The University of Waterloo, but Evangelical Lutheran Seminary of Canada, now known as "Waterloo Lutheran University", has not federated with The University of Waterloo; and whereas the petitioner has prayed for special legislation repealing sections 42 and 43 of *The University of Waterloo Act, 1959* and declaring that the agreements set out in Schedules A and B to that Act shall no longer be legal, valid and binding upon the petitioner; and whereas it is expedient to grant the prayer of the petition;

Therefore, Her Majesty, by and with the advice and consent of the Legislative Assembly of the Province of Ontario, enacts as follows:

1. Sections 42 and 43 of *The University of Waterloo Act, 1959* are repealed. 1959, c. 140, ss. 42, 43, repealed
2. Schedules A and B to *The University of Waterloo Act, 1959* are repealed and the agreements set out therein are hereby declared to be no longer legal, valid and binding upon The University of Waterloo. 1959, c. 140, Schedules A, B, repealed
3. This Act comes into force on the day it receives Royal Assent. Commencement
4. This Act may be cited as *The University of Waterloo Act, 1960-61*. Short title

1st Reading

2nd Reading

3rd Reading

MR. WINTERMEYER

(*Private Bill*)

BILL Pr22

2ND SESSION, 26TH LEGISLATURE, ONTARIO
9-10 ELIZABETH II, 1960-61

An Act respecting The University of Waterloo

MR. WINTERMEYER

(Reprinted as amended by the Committee on Private Bills)

BILL Pr22

1960-61

An Act respecting The University of Waterloo

WHEREAS The University of Waterloo by its petition Preamble has represented that it was incorporated by *The University of Waterloo Act, 1959*; that by sections 42 and 43 of that Act the agreements set out in Schedules A and B to that Act were ratified and confirmed and declared to be legal, valid and binding upon the parties thereto; and that The University of St. Jerome's College has federated with The University of Waterloo, but Evangelical Lutheran Seminary of Canada, now known as "Waterloo Lutheran University", has not federated with The University of Waterloo; and whereas the petitioner has prayed for special legislation repealing sections 42 and 43 of *The University of Waterloo Act, 1959* and declaring that the agreements set out in Schedules A and B to that Act shall no longer be legal, valid and binding upon the petitioner; and whereas it is expedient to grant the prayer of the petition;

Therefore, Her Majesty, by and with the advice and consent of the Legislative Assembly of the Province of Ontario, enacts as follows:

1. Sections 42 and 43 of *The University of Waterloo Act, 1959* are repealed. 1959, c. 140, ss. 42, 43, repealed

2. Schedules A and B to *The University of Waterloo Act, 1959* are repealed and the agreements set out therein are 1959, c. 140, Schedules A, B, repealed hereby declared to be no longer legal, valid and binding upon the parties thereto.

3. This Act comes into force on the day it receives Royal Commence-
ment Assent.

4. This Act may be cited as *The University of Waterloo Act, 1960-61*. Short title

1st Reading

December 1st, 1960

2nd Reading

3rd Reading

MR. WINTERMEYER

*(Reprinted as amended by the
Committee on Private Bills)*

BILL Pr22

2ND SESSION, 26TH LEGISLATURE, ONTARIO
9-10 ELIZABETH II, 1960-61

An Act respecting The University of Waterloo

MR. WINTERMEYER

BILL Pr22

1960-61

An Act respecting The University of Waterloo

WHEREAS The University of Waterloo by its petition Preamble has represented that it was incorporated by *The* 1959, c. 140 *University of Waterloo Act, 1959*; that by sections 42 and 43 of that Act the agreements set out in Schedules A and B to that Act were ratified and confirmed and declared to be legal, valid and binding upon the parties thereto; and that The University of St. Jerome's College has federated with The University of Waterloo, but Evangelical Lutheran Seminary of Canada, now known as "Waterloo Lutheran University", has not federated with The University of Waterloo; and whereas the petitioner has prayed for special legislation repealing sections 42 and 43 of *The University of Waterloo Act, 1959* and declaring that the agreements set out in Schedules A and B to that Act shall no longer be legal, valid and binding upon the petitioner; and whereas it is expedient to grant the prayer of the petition;

Therefore, Her Majesty, by and with the advice and consent of the Legislative Assembly of the Province of Ontario, enacts as follows:

1. Sections 42 and 43 of *The University of Waterloo Act*, 1959, c. 140, ss. 42, 43, repealed 1959 are repealed.

2. Schedules A and B to *The University of Waterloo Act*, 1959, c. 140, Schedules A, B, repealed 1959 are repealed and the agreements set out therein hereby declared to be no longer legal, valid and binding upon the parties thereto.

3. This Act comes into force on the day it receives Royal Commence-
ment Assent.

4. This Act may be cited as *The University of Waterloo* Short title
Act, 1960-61.

An Act respecting
The University of Waterloo

1st Reading

December 1st, 1960

2nd Reading

March 1st, 1961

3rd Reading

March 9th, 1961

MR. WINTERMEYER

BILL Pr23

2ND SESSION, 26TH LEGISLATURE, ONTARIO
9-10 ELIZABETH II, 1960-61

An Act respecting Pickering College

MR. MACKENZIE

(PRIVATE BILL)

BILL Pr23

1960-61

An Act respecting Pickering College

WHEREAS the corporation of Pickering College by its ^{Preamble} petition has represented that under subsection 2 of section 4 of *An Act respecting The Friends' Seminary of Ontario*, being chapter 103 of the Statutes of Ontario, 1917, the power of the corporation to hold land is limited to the annual value of \$20,000; and whereas the value of the lands and buildings of the corporation have increased and the limitation is no longer appropriate or in the interest of the corporation; and whereas the corporation has prayed for special legislation to repeal this limitation; and whereas it is expedient to grant the prayer of the petition;

Therefore, Her Majesty, by and with the advice and consent of the Legislative Assembly of the Province of Ontario, enacts as follows:

1. Subsection 2 of section 4 of *An Act respecting The Friends' Seminary of Ontario* is repealed. <sup>1917, c. 103,
s. 4, subs. 2,
repealed</sup>

2. This Act comes into force on the day it receives Royal <sup>Commence-
ment</sup> Assent.

3. This Act may be cited as *The Pickering College Act*, ^{Short title} 1960-61.

1st Reading

2nd Reading

3rd Reading

MR. MACKENZIE

(Private Bill)

BILL Pr23

2ND SESSION, 26TH LEGISLATURE, ONTARIO
9-10 ELIZABETH II, 1960-61

An Act respecting Pickering College

MR. MACKENZIE

BILL Pr23

1960-61

An Act respecting Pickering College

WHEREAS the corporation of Pickering College by its ^{Preamble} petition has represented that under subsection 2 of section 4 of *An Act respecting The Friends' Seminary of Ontario*, being chapter 103 of the Statutes of Ontario, 1917, the power of the corporation to hold land is limited to the annual value of \$20,000; and whereas the value of the lands and buildings of the corporation have increased and the limitation is no longer appropriate or in the interest of the corporation; and whereas the corporation has prayed for special legislation to repeal this limitation; and whereas it is expedient to grant the prayer of the petition;

Therefore, Her Majesty, by and with the advice and consent of the Legislative Assembly of the Province of Ontario, enacts as follows:

1. Subsection 2 of section 4 of *An Act respecting The Friends' Seminary of Ontario* is repealed. <sup>1917, c. 103,
s. 4, subs. 2,
repealed</sup>

2. This Act comes into force on the day it receives Royal ^{Commence-} Assent. ^{ment}

3. This Act may be cited as *The Pickering College Act*, ^{Short title} 1960-61.

1st Reading

December 1st, 1960

2nd Reading

December 12th, 1960

3rd Reading

December 15th, 1960

MR. MACKENZIE

BILL Pr24

2ND SESSION, 26TH LEGISLATURE, ONTARIO
9-10 ELIZABETH II, 1960-61

An Act respecting the Royal Ottawa Sanatorium

MR. HASKETT

(PRIVATE BILL)

BILL Pr24

1960-61

An Act respecting the Royal Ottawa Sanatorium

WHEREAS The Board of Trustees of the Royal Ottawa Sanatorium by its petition has prayed for special legislation to amend *An Act respecting the establishment in the City of Ottawa of a Hospital or Sanatorium for the reception, care and treatment of persons suffering from tuberculosis*, being chapter 117 of the Statutes of Ontario, 1909, as amended by *The Royal Ottawa Sanatorium Act, 1945*; and whereas it is expedient to grant the prayer of the petition;

Therefore, Her Majesty, by and with the advice and consent of the Legislative Assembly of the Province of Ontario, enacts as follows:

1. Section 1 of *An Act respecting the establishment in the City of Ottawa of a Hospital or Sanatorium for the reception, care and treatment of persons suffering from tuberculosis* is amended by inserting after "stage" in the forty-ninth line "and also for the reception, care and treatment of persons affected with any kind of disability, disease or illness; and to establish and conduct laboratories, research projects and other services ancillary thereto and to provide instruction to students in medicine, nursing, physiotherapy and related studies", so that the section shall read as follows:

1. The Corporation of the City of Ottawa may acquire the following land and premises, that is to say:

Corporation
authorized
to acquire
certain lands

All and singular that certain parcel or tract of land and premises situate, lying and being in the City of Ottawa in the County of Carleton, in the Province of Ontario and Dominion of Canada, containing by superficial admeasurement, five and one hundred and forty-seven thousandths acres, being composed of part of lot numbered thirty-four in the first concession, Ottawa Front of the said Township of Nepean; described by metes and bounds as follows:

Commencing at a point upon the southeasterly boundary of said lot thirty-four, which is also the northwesterly boundary of the road allowance, between the said first concession, Ottawa Front and concession "A", Rideau Front of Nepean; distant eleven hundred and eighty-three and sixty-four hundredths feet on a course North fifty-eight degrees nineteen minutes and thirty-eight seconds east astronomically along said boundary of said road allowance; from the centre of a stone monument at the southwesterly angle of said lot thirty-four, and also distant six and seven-tenths feet on a course of south fifty-eight degrees, nineteen minutes and thirty-eight seconds west astronomically, along said boundary of said road allowance, from the north-easterly angle of a cut stone monument erected by Ontario Land Surveyor, Charles Albert Biggar.

Thence from the point described, north twenty-two degrees, fifty-eight minutes and forty-two seconds west astronomically, four hundred and thirty-four and sixty-five hundredths feet:

Thence south sixty-seven degrees, one minute and eighteen seconds west astronomically four hundred and seventy-six feet:

Thence south twenty-two degrees, fifty-eight minutes and forty-two seconds east astronomically five hundred and seven and forty-four hundredths feet to the said northwesterly limit of said road allowance, intersecting it sixty and seven tenths feet northeasterly, along said boundary, from the northwesterly angle of a cut stone monument erected by Ontario Land Surveyor, Charles Albert Biggar.

Thence north fifty-eight degrees, nineteen minutes and thirty-eight seconds, east astronomically, along said boundary four hundred and eighty-one and fifty-three hundredths feet to the place of beginning; for the purpose of the erection and maintenance thereon of a hospital or sanitorium for the reception, care and treatment of persons suffering from tuberculosis and especially for the reception, care and treatment of those suffering from tuberculosis in an advanced stage, and also for the reception, care and treatment of persons affected with any kind of disability, disease or illness; and to establish and conduct laboratories, research projects and other services ancillary thereto and to provide instruction

to students in medicine, nursing, physiotherapy and related studies; and notwithstanding anything contained in any other statute, a hospital or sanatorium for such purposes may be erected, established and maintained on the said land.

2. The said Act is amended by adding thereto the following <sup>1909, c. 117,
amended</sup> sections:

15. The Board shall have such other powers and rights ^{Powers} as may be required for the carrying out of its uses and purposes.

16. In the event of any inconsistency between this Act <sup>Act
governs</sup> and any public Act, this Act governs.

3. This Act comes into force on the day it receives Royal <sup>Commence-
ment</sup> Assent.

4. This Act may be cited as *The Royal Ottawa Sanatorium* ^{Short title} Act, 1960-61.

An Act respecting
the Royal Ottawa Sanatorium

1st Reading

2nd Reading

3rd Reading

MR. HASKETT

(*Private Bill*)

BILL Pr24

2ND SESSION, 26TH LEGISLATURE, ONTARIO
9-10 ELIZABETH II, 1960-61

An Act respecting the Royal Ottawa Sanatorium

MR. HASKETT

(Reprinted as amended by the Committee on Private Bills)

BILL Pr24

1960-61

An Act respecting the Royal Ottawa Sanatorium

WHEREAS The Board of Trustees of the Royal Ottawa Preamble
Sanatorium by its petition has prayed for special
legislation to amend *An Act respecting the establishment in
the City of Ottawa of a Hospital or Sanatorium for the reception,
care and treatment of persons suffering from tuberculosis*, being
chapter 117 of the Statutes of Ontario, 1909, as amended by
The Royal Ottawa Sanatorium Act, 1945; and whereas it is 1945, c. 36
expedient to grant the prayer of the petition;

Therefore, Her Majesty, by and with the advice and consent
of the Legislative Assembly of the Province of Ontario, enacts
as follows:

1. Section 1 of *An Act respecting the establishment in the* 1909, c. 117,
City of Ottawa of a Hospital or Sanatorium for the reception, ^{s. 1, amended}
care and treatment of persons suffering from tuberculosis is
amended by inserting after "stage" in the forty-ninth line
"and also for the reception, care and treatment of persons
affected with any kind of disability, disease or illness; and to
establish and conduct laboratories, research projects and other
services ancillary thereto and to provide instruction to
students in medicine, nursing, physiotherapy and related
studies", so that the section shall read as follows:

1. The Corporation of the City of Ottawa may acquire Corporation
authorized
to acquire
certain lands
the following land and premises, that is to say:

All and singular that certain parcel or tract of land
and premises situate, lying and being in the City of
Ottawa in the County of Carleton, in the Province
of Ontario and Dominion of Canada, containing by
superficial admeasurement, five and one hundred
and forty-seven thousandths acres, being composed
of part of lot numbered thirty-four in the first con-
cession, Ottawa Front of the said Township of
Nepean; described by metes and bounds as follows:

Commencing at a point upon the southeasterly boundary of said lot thirty-four, which is also the northwesterly boundary of the road allowance, between the said first concession, Ottawa Front and concession "A", Rideau Front of Nepean; distant eleven hundred and eighty-three and sixty-four hundredths feet on a course North fifty-eight degrees nineteen minutes and thirty-eight seconds east astronomically along said boundary of said road allowance; from the centre of a stone monument at the southwesterly angle of said lot thirty-four, and also distant six and seven-tenths feet on a course of south fifty-eight degrees, nineteen minutes and thirty-eight seconds west astronomically, along said boundary of said road allowance, from the north-easterly angle of a cut stone monument erected by Ontario Land Surveyor, Charles Albert Biggar.

Thence from the point described, north twenty-two degrees, fifty-eight minutes and forty-two seconds west astronomically, four hundred and thirty-four and sixty-five hundredths feet:

Thence south sixty-seven degrees, one minute and eighteen seconds west astronomically four hundred and seventy-six feet:

Thence south twenty-two degrees, fifty-eight minutes and forty-two seconds east astronomically five hundred and seven and forty-four hundredths feet to the said northwesterly limit of said road allowance, intersecting it sixty and seven tenths feet northeasterly, along said boundary, from the northwesterly angle of a cut stone monument erected by Ontario Land Surveyor, Charles Albert Biggar.

Thence north fifty-eight degrees, nineteen minutes and thirty-eight seconds, east astronomically, along said boundary four hundred and eighty-one and fifty-three hundredths feet to the place of beginning; for the purpose of the erection and maintenance thereon of a hospital or sanitorium for the reception, care and treatment of persons suffering from tuberculosis and especially for the reception, care and treatment of those suffering from tuberculosis in an advanced stage, and also for the reception, care and treatment of persons affected with any kind of disability, disease or illness; and to establish and conduct laboratories, research projects and other services ancillary thereto and to provide instruction

to students in medicine, nursing, physiotherapy and related studies; and notwithstanding anything contained in any other statute, a hospital or sanatorium for such purposes may be erected, established and maintained on the said land.

2. The said Act is amended by adding thereto the following ^{1909, c. 117} amended section:

15. The Board shall have such other powers and rights ^{Powers} as may be required for the carrying out of its uses and purposes.

3. This Act shall be deemed to have come into force on ^{Commence-} the 1st day of January, 1961. ^{ment}

4. This Act may be cited as *The Royal Ottawa Sanatorium* ^{Short title} Act, 1960-61.

An Act respecting
the Royal Ottawa Sanatorium

1st Reading

December 1st, 1960

2nd Reading

3rd Reading

MR. HASKETT

(Reprinted as amended by the
Committee on Private Bills)

BILL Pr24

2ND SESSION, 26TH LEGISLATURE, ONTARIO
9-10 ELIZABETH II, 1960-61

An Act respecting the Royal Ottawa Sanatorium

MR. HASKETT

TORONTO
PRINTED AND PUBLISHED BY THE QUEEN'S PRINTER

BILL Pr24

1960-61

An Act respecting the Royal Ottawa Sanatorium

WHEREAS The Board of Trustees of the Royal Ottawa Sanatorium by its petition has prayed for special legislation to amend *An Act respecting the establishment in the City of Ottawa of a Hospital or Sanatorium for the reception, care and treatment of persons suffering from tuberculosis*, being chapter 117 of the Statutes of Ontario, 1909, as amended by *The Royal Ottawa Sanatorium Act, 1945*; and whereas it is expedient to grant the prayer of the petition;

Therefore, Her Majesty, by and with the advice and consent of the Legislative Assembly of the Province of Ontario, enacts as follows:

1. Section 1 of *An Act respecting the establishment in the City of Ottawa of a Hospital or Sanatorium for the reception, care and treatment of persons suffering from tuberculosis* is amended by inserting after "stage" in the forty-ninth line "and also for the reception, care and treatment of persons affected with any kind of disability, disease or illness; and to establish and conduct laboratories, research projects and other services ancillary thereto and to provide instruction to students in medicine, nursing, physiotherapy and related studies", so that the section shall read as follows:

1. The Corporation of the City of Ottawa may acquire the following land and premises, that is to say:

Corporation
authorized
to acquire
certain lands

All and singular that certain parcel or tract of land and premises situate, lying and being in the City of Ottawa in the County of Carleton, in the Province of Ontario and Dominion of Canada, containing by superficial admeasurement, five and one hundred and forty-seven thousandths acres, being composed of part of lot numbered thirty-four in the first concession, Ottawa Front of the said Township of Nepean; described by metes and bounds as follows:

Commencing at a point upon the southeasterly boundary of said lot thirty-four, which is also the northwesterly boundary of the road allowance, between the said first concession, Ottawa Front and concession "A", Rideau Front of Nepean; distant eleven hundred and eighty-three and sixty-four hundredths feet on a course North fifty-eight degrees nineteen minutes and thirty-eight seconds east astronomically along said boundary of said road allowance; from the centre of a stone monument at the southwesterly angle of said lot thirty-four, and also distant six and seven-tenths feet on a course of south fifty-eight degrees, nineteen minutes and thirty-eight seconds west astronomically, along said boundary of said road allowance, from the northeasterly angle of a cut stone monument erected by Ontario Land Surveyor, Charles Albert Biggar.

Thence from the point described, north twenty-two degrees, fifty-eight minutes and forty-two seconds west astronomically, four hundred and thirty-four and sixty-five hundredths feet:

Thence south sixty-seven degrees, one minute and eighteen seconds west astronomically four hundred and seventy-six feet:

Thence south twenty-two degrees, fifty-eight minutes and forty-two seconds east astronomically five hundred and seven and forty-four hundredths feet to the said northwesterly limit of said road allowance, intersecting it sixty and seven tenths feet northeasterly, along said boundary, from the northwesterly angle of a cut stone monument erected by Ontario Land Surveyor, Charles Albert Biggar.

Thence north fifty-eight degrees, nineteen minutes and thirty-eight seconds, east astronomically, along said boundary four hundred and eighty-one and fifty-three hundredths feet to the place of beginning; for the purpose of the erection and maintenance thereon of a hospital or sanitorium for the reception, care and treatment of persons suffering from tuberculosis and especially for the reception, care and treatment of those suffering from tuberculosis in an advanced stage, and also for the reception, care and treatment of persons affected with any kind of disability, disease or illness; and to establish and conduct laboratories, research projects and other services ancillary thereto and to provide instruction

to students in medicine, nursing, physiotherapy and related studies; and notwithstanding anything contained in any other statute, a hospital or sanatorium for such purposes may be erected, established and maintained on the said land.

2. The said Act is amended by adding thereto the following ^{1909, c. 117} ^{amended} section:

15. The Board shall have such other powers and rights ^{Powers} as may be required for the carrying out of its uses and purposes.

3. This Act shall be deemed to have come into force on ^{Commence-} the 1st day of January, 1961. ^{ment}

4. This Act may be cited as *The Royal Ottawa Sanatorium* ^{Short title} *Act, 1960-61.*

An Act respecting
the Royal Ottawa Sanatorium

1st Reading

December 1st, 1960

2nd Reading

December 12th, 1960

3rd Reading

December 16th, 1960

MR. HASKETT

BILL Pr25

2ND SESSION, 26TH LEGISLATURE, ONTARIO
9-10 ELIZABETH II, 1960-61

An Act respecting The Public Utilities Commission of the City of Sault Ste. Marie

MR. LYONS

(PRIVATE BILL)

Bill Pr25

1960-61

**An Act respecting
The Public Utilities Commission of the
City of Sault Ste. Marie**

WHEREAS The Public Utilities Commission of the City ^{Preamble}
of Sault Ste. Marie by its petition has prayed for
special legislation to authorize the establishment of a new
pension plan; and whereas it is expedient to grant the prayer
of the petition;

Therefore, Her Majesty, by and with the advice and consent
of the Legislative Assembly of the Province of Ontario, enacts
as follows:

1. Notwithstanding the provisions of any special or general <sup>Pension
plan
authorized</sup>
Act, The Public Utilities Commission of the City of Sault Ste.
Marie may,

(a) enter into a pension plan in accordance with the
Retirement Pension Plan, set out as Schedules A
and B hereto, and, with the approval of the Minister
of Municipal Affairs, enter into contracts to amend
such plan from time to time; and

(b) do all such acts, matters and things from time to
time as are necessary to implement fully such plan.

2. This Act shall be deemed to have come into force on <sup>Commence-
ment</sup>
the 1st day of January, 1961.

3. This Act may be cited as *The Public Utilities Commission* ^{Short title}
of Sault Ste. Marie Act, 1960-61.

SCHEDULE A

THE PUBLIC UTILITIES COMMISSION OF THE CORPORATION OF THE CITY OF SAULT STE. MARIE, ONTARIO

IMPROVED PENSION PLAN

I. INTRODUCTION

1. The terms of the Improved Pension Plan as herein set forth shall supersede and amend those of the Employees' Pension Plan underwritten by the Annuities Branch of the Department of Labour of Canada through the medium of Group Annuity Contracts Nos. G-833 and G-1833, and all benefits provided in respect of service performed and contributions made on and after 1st January, 1961 shall be provided under the terms of the Improved Pension Plan.

2. The Improved Pension Plan shall not operate in a manner calculated to reduce any pension benefits fully purchased for members of the Employees' Pension Plan up to and including 31st December, 1960; nor shall the Improved Pension Plan adversely affect rights accruing to members of the Employees' Pension Plan in respect of contributions made by such members and by the Public Utilities Commission on their behalf up to and including 31st December, 1960. The provisions of the Employees' Pension Plan shall apply to all contributions made and benefits accumulated thereunder prior to 1st January, 1961.

II. DEFINITIONS

1. For the purposes of this Improved Pension Plan, the following words and phrases shall have the following meanings, regardless of any definitions at variance therewith in any other document:

- (a) "Actuary" means a Fellow of the Society of Actuaries, a Fellow of the Institute of Actuaries, a Fellow of the Faculty of Actuaries of Scotland, or, a company employing such a Fellow, and appointed as Actuary for this Plan by the Commission;
- (b) "Actuarial Equivalent" means an actuarially equal value which is computed at the rate of interest and on the actuarial basis recommended by the Actuary and approved by the Commission;
- (c) "Commission" means the Public Utilities Commission of the City of Sault Ste. Marie in the Province of Ontario;
- (d) "Continuous Service" means continuous employment as an Employee on a permanent basis without interruption except for leave of absence for any cause duly authorized by the Commission and, in any event, for absence due to engagement in Her Majesty's service during periods of war or national emergency;
- (e) "Disability" means the inability of a Member to continue in his employment with the Commission due to mental or physical ill-health where such condition is supported by medical evidence acceptable to the Commission;
- (f) "Earnings" means the total remuneration of an Employee in respect of service rendered to the Commission, excluding bonuses, overtime pay and special payments;
- (g) "Effective Date" means 1st January, 1961 on which date this Plan came into force;
- (h) "Employee" means a person who is employed by the Commission, on a regular and permanent basis as determined by the Commission and shall include any other person or persons designated as Employees for the purposes of this Plan by the Commission;

- (i) "Fund", "Trust Fund" mean the Retirement Trust Fund established under the terms of the Plan and of the under-mentioned Trust Agreement;
- (j) "Government" means the Annuities Branch of the Department of Labour of Canada;
- (k) "Interest" means, when credited by the Government, the rate of interest payable in accordance with the regulations of the Annuities Branch. When credited in respect of payments out of the Trust Fund, interest shall mean three per cent per annum compounded annually up to the date of the Member's death or termination of service. Notwithstanding the foregoing, interest on voluntary additional contributions paid into the Trust Fund shall be credited at a rate of four per cent per annum compounded annually;
- (l) "Member" means any person whose application for membership in the Plan has been accepted by the Commission and who continues to be entitled to privileges under the Plan;
- (m) "Plan" means the Improved Pension Plan as set forth herein and as modified or amended from time to time;
- (n) "Previous Plan" means the Employees' Pension Plan mentioned in paragraph 1 of Section I;
- (o) "Retirement" (including "Normal Retirement", "Early Retirement" and "Postponed Retirement") means the severance of a Member from active service with the Commission in circumstances that entitle him to receive an immediate pension;
- (p) "Termination" means the severance of a Member's employment with the Commission where such severance is not due to death or retirement and when, in the opinion of the Commission, there is no reason to believe that he will be further employed;
- (q) "Trust Agreement" means the agreement executed by the Commission and the Trustee, dated as of the _____ day of _____, 1960, with effect from 1st January, 1961, and setting forth the rights and duties of both parties in connection with the administration of the Trust Fund;
- (r) "Trustee" means that trust company, incorporated under the laws of Canada or of any Province thereof and registered under *The Loan and Trust Corporations Act*, for the time being appointed under the terms of the Trust Agreement to hold and administer the Fund.

2. Words importing the singular number shall include the plural and vice-versa and words importing the masculine gender shall include the feminine gender and vice-versa, where the context so requires.

III. RETIREMENT TRUST FUND

1. All contributions made by Members and by the Commission on their behalf on and after the Effective Date shall be paid into the Trust Fund in accordance with the provisions of the Trust Agreement.

2. Benefits payable under the terms of the Plan normally shall be paid out of the Trust Fund, except in such circumstances where the Actuary may recommend and the Commission may approve payment of certain pension benefits out of the accumulated funds (if any) remaining at the credit of the Commission with the Government.

3. A copy of the Trust Agreement may be examined by any Member at any reasonable time at the office of the Commission.

IV. ELIGIBILITY

1. All Employees who were members of the Previous Plan on 31st December, 1960, shall be eligible and shall become Members of the Plan as of the Effective Date.

2. All Employees who were not members of the Previous Plan on 31st December, 1960, but who, on the Effective Date, have fulfilled the eligibility requirements mentioned herein, shall become Members of the Plan as of the Effective Date.

3. All other Employees shall become Members of the Plan on the date upon which they initially became eligible in accordance with the terms of paragraph 4 following.

4. An Employee shall become eligible for membership in the Plan on the first day of the month coincident with or immediately following fulfilment of the condition stated in (a) or (b) below:

(a) Males — attainment of the age of twenty-one years but not sixty-four years and completion of one year of Continuous Service;

(b) Females — attainment of the age of twenty-five years but not sixty-four years and completion of three years of Continuous Service.

5. Each Employee who becomes a Member of the Plan shall not withdraw from it as long as he retains the status of an Employee.

6. If a Member's employment is terminated and he is thereafter re-employed, he shall be considered a new Employee as from the date of such re-employment for all purposes of the Plan.

7. No part or provision of the Plan shall constitute a guarantee by the Commission of continued employment for any Member and the Commission shall retain the right to terminate the services of any Member at any time.

V. ADMINISTRATION OF THE PLAN

1. The Plan shall be administered by the Commission.

2. The Commission shall decide all matters arising in connection with the administration and operation of the Plan consistently in accordance with the terms of the Plan and of the Trust Agreement.

3. The Commission may delegate any or all of its functions in this respect to any of its officers or officials and may at any time decide that the administration of the Plan will be conducted by a committee established by the Commission in a manner to be determined by the Commission for this purpose.

4. For the purposes of the administration of the Plan, the Commission may retain the services of an Actuary who will from time to time and as required by the Commission report to the Commission concerning the Plan and the Fund. There shall be an actuarial valuation of the Fund from time to time and in any event not less frequently than once in every three years.

VI. NORMAL RETIREMENT

1. The Normal Retirement date for each Member of the Plan shall be the first day of the month coincident with or immediately following attainment of his sixty-fifth birthday.

VII. EARLY RETIREMENT

1. In the event of disability or any other special circumstances, a Member may be retired on the first day of any month preceding his Normal Retirement date with the consent or at the request of the Commission.

2. In the event of such early retirement, the Member shall receive a reduced pension which shall be the actuarial equivalent of the pension accumulated to his date of Early Retirement and otherwise payable at his Normal Retirement date.

VIII. POSTPONED RETIREMENT

1. At the request of the Member and only with the consent of the Commission, a Member may remain in the service of the Commission beyond his Normal Retirement date. In such event the Member shall continue to contribute and to accumulate pension credits up to the date on which he actually retires.

IX. PENSION BENEFITS

1. For service with the Commission on and after 1st January, 1961, each Member of the Plan shall receive, commencing at his Normal or Postponed Retirement date, an annual pension equivalent to $1\frac{3}{4}$ per cent of all earnings on which he has made required contributions during his membership in the Plan. In addition, any Member who has made additional voluntary contributions in accordance with paragraph 2 of Section X following shall receive a further amount of pension provided by such additional voluntary contributions and determined by the Actuary.

2. In any instance where the basic type of pension payable to a retired Member, who was not a member of the Previous Plan, is less than ten dollars monthly, the Member may elect to receive in lieu thereof an equivalent lump-sum payment.

3. The basic type of pension payable under the provisions of this Plan is one that specifies monthly payments of benefits commencing on the Member's date of retirement and continuing for the remainder of his lifetime, provided that in no event shall less than 60 such monthly payments be made. In the event of the Member's death before he has received a minimum of sixty monthly pension cheques, pension payments shall be continued to the deceased Member's designated beneficiary or, if at the pensioner's death there is no living person designated as his beneficiary, such sums shall be payable to the legal representatives of the deceased Member. If the Member should die after he has received 60 monthly pension payments, such payments should thereupon cease with the cheque payable on the first day of the month in which the Member's death occurred.

X. CONTRIBUTIONS

1. Each Member shall contribute, by payroll deductions, an amount equivalent to 5 per cent of his earnings toward the cost of providing his pension. Such contributions shall be known as "required contributions".

2. A Member may, if he wishes, make voluntary additional contributions for the purpose of increasing the amount of pension to which he will be entitled at retirement. Such additional voluntary contributions, when combined with his required contributions, shall not exceed in any one year the maximum permitted by the *Income Tax Act* from time to time. Such contributions must be made by payroll deductions. In addition to the foregoing, each Member may contribute, in respect of service with the Commission prior to joining the Plan, an amount not exceeding an aggregate of 5 per cent of his total earnings received from the Commission since the date of his employment. Such contributions in respect of prior service may not exceed in any one year the maximum permitted by the *Income Tax Act* from time to time.

3. The Commission shall contribute such amounts as may be necessary when added to the Members' required contributions to provide the benefits payable under the terms of the Plan.

XI. TERMINATION OF EMPLOYMENT

1. If a Member's service with the Commission is terminated, other than by the Member's immediate transfer to the service of any other civic authority in the Province of Ontario, prior to his retirement and before the Member has completed a minimum of eleven years of Continuous Service (including service before joining the Plan), such a Member shall receive commencing at his Normal Retirement date a deferred pension provided by all his own contributions, both required and additional, made to the date of his Termination, together with the interest thereon.

2. If, however, at his date of termination, a Member has completed five or more years of Continuous Service (including service before joining the Plan), the Member shall receive, in lieu of the benefits described in paragraph 1 preceding, the total deferred pension credited to him as at the date of his Termination.

3. If the terminating Member transfers directly from the service of the Commission into the service of any other civic authority in the Province of Ontario, the Member shall receive, in lieu of the benefits described in paragraphs 1 and 2 preceding, the total amount of deferred pension credited to him as at the date of such transfer, as computed in Section IX of the Plan.

4. In any instance where the deferred pension would be in a lesser amount than one hundred and twenty dollars per annum, the terminating Member may elect to receive in lieu thereof a cash payment. If the deferred pension is less than ten dollars per annum, a cash settlement shall be made in any event.

5. A terminated Member shall not be permitted to make any further contributions under the provisions of the Plan, nor shall the Commission make any further contributions on his behalf.

XII. DESIGNATED BENEFICIARY

1. A Member of the Plan may, by written notice communicated to the Commission during such Member's lifetime, designate a person or persons to receive benefits payable under the Plan in the event of the Member's death and may, also by written notice communicated to the Commission during such Member's lifetime, alter or revoke such designation from time to time, subject always to the provisions of any annuity, insurance or other contract or law governing the designation of beneficiaries from time to time in force which may apply to such Member. Such written notice may be in such form and executed in such manner as the Commission in its discretion may from time to time require.

2. If on the death of a Member there shall be no designated beneficiary or if the person designated as his beneficiary shall not be living, such sums that may be payable on or after the Member's death shall be paid to his legal representatives.

XIII. BENEFITS ON DEATH

1. In the event of the death of a Member before his pension payments have commenced and before he has completed a minimum of five years of Continuous Service, his beneficiary shall receive in a lump-sum payment an amount equivalent to all the deceased Member's contributions, together with the interest thereon.

2. If, however, the Member's death should occur before his pension payments have commenced, but after he has completed a minimum of five years Continuous Service, his beneficiary shall receive in lieu of the payment described in paragraph 1 preceding an amount that shall be the actuarial equivalent as at the date of the Member's death of the total pension credited to him.

3. In the event of the Member's death while he is still in the service of the Commission but after his Normal Retirement date, it shall be assumed that the Member had retired on the first day of the month in which his death occurred.

4. In any instance where the death of a Member occurs after his pension payments have commenced, the amount and type of the death benefits payable to his beneficiary shall be determined in accordance with the type of pension that the Member had elected to receive.

5. A Member may elect, or, in default of such election, his beneficiary after his death may elect, that settlement of the death benefits provided under the terms of the Plan be made in any one of the following ways:

- (a) in the form of a life pension to the beneficiary with or without a guaranteed period;
- (b) in instalments payable over a period not in excess of ten years;
- (c) in a lump-sum.

6. Where such benefits are payable to the legal representatives of a deceased Member, payment shall be made in a lump-sum only.

XIV. METHOD OF PAYMENT

1. For the purposes of this Plan, a Member's retirement date shall always occur on the first day of the month. The Member's first pension cheque shall be payable on his date of retirement and, subject to the provisions of Section XV following, a cheque in the same amount shall be issued monthly thereafter. All pension benefits provided by this Plan shall be paid out of the Trust Fund. However, the Commission may, on the advice of the Actuary, require certain pension benefits to be purchased from the Government and/or an insurance company licensed to transact business in Canada.

XV. OPTIONAL TYPES OF PENSION

1. For those Members who may prefer types of pension other than the basic type described in paragraph 3 of Section IX, the following options are available provided that each such Member must signify by written notice to the Commission at least three months prior to his retirement date the optional type of pension that he wishes to receive:

- (a) a monthly pension payable for the lifetime of the retired Member and ceasing with the payment immediately preceding the Member's death, regardless of the number of payments that have then been made;
- (b) a monthly pension payable for the lifetime of the retired Member, but with such payments guaranteed in any event for a specified minimum period which may be 120, 180, or 240 months;
- (c) a reduced pension payable to the Member during his lifetime and continuing after his death for the lifetime of another person in either the same amount or one-half of the amount of the monthly pension being paid to the Member prior to his death;
- (d) an increased pension payable to the Member's attainment of age 70 years, decreasing thereafter by the amount of the pension payable under the *Old Age Security Act, 1951* (as amended to the Member's date of retirement).

2. The amount of monthly pension payable to a retired Member under any of the foregoing options shall be the actuarial equivalent of the basic pension provided in accordance with paragraph 3 of Section IX of the Plan.

3. In any instance where any of the options elected by a Member is provided by the Government, its availability shall be subject to the then current rules and practices of the Government, provided that in such cases the Member concerned shall have the right to elect any of the options originally available under the provisions of the Commission's contracts with the Government. Optional types of pensions paid out of the Trust Fund shall be in accordance with the recommendations of the Actuary.

XVI. ASSIGNMENT OF BENEFITS

1. The assignment of any benefits provided under this Plan, other than by the election of a joint and survivorship option as provided in subparagraph (c) of paragraph 1 of Section XV above, or the appointment of a beneficiary to receive benefits after the Member's death, shall not be permitted.

XVII. PROOF OF AGE

1. No payment of pension benefits shall be made to any Member until proof-of-age is furnished. Should a Member elect one of the joint and survivorship types of pension, proof-of-age of the contingent annuitant also must be furnished.

XVIII. THE FUTURE OF THE PLAN

1. The Commission has made every effort to develop this Plan as a safeguard to its employees and as an undertaking that will meet future conditions insofar as they can be anticipated. The Commission hopes to continue the Plan indefinitely, but reserves the right, subject to the approval of the Minister of Municipal Affairs of the Province of Ontario, to change, modify, suspend or discontinue the Plan, should future conditions in the opinion of the Commission warrant such action.

2. No change or modification in the provisions of the Plan will affect adversely any rights accruing to Members of the Plan as at the date of such change or modification in respect of all contributions made by and on behalf of the Members, prior to that date.

3. If it ever should become necessary to discontinue the Plan, contributions made by the Commission cannot be withdrawn, but shall remain in the Trust Fund and shall be used for the sole benefit of Members, retired Members, and/or their beneficiaries in an equitable manner determined by the Commission in consultation with the Actuary. No liability shall attach to the Commission nor to any Member thereof, nor to the Actuary in connection with such application or distribution if made in all sincerity and in good faith.

SCHEDULE B

TRUST AGREEMENT

1. The Commission shall enter into a Trust Agreement with a Trust Company incorporated under the laws of Canada or any province thereof and registered under *The Loan and Trust Corporations Act*.

2. The Trust Agreement to be entered into shall, among other things, provide,

- (a) that the right is reserved to the Commission to remove the Trustee by giving sixty days notice thereof and substituting another company fulfilling the requisites of paragraph 1 hereof, in its place;
- (b) that the Trustee may resign by giving sixty days notice thereof in writing to the Commission;
- (c) that the Trustee shall not invest the assets of the Trust Fund in bonds, debentures, or other evidences of indebtedness issued or guaranteed by the Public Utilities Commission of the City of Sault Ste. Marie, except when invested in a pooled or commingled Trust Fund;
- (d) that the assets of the Trust shall be held for the benefits of this Plan;
- (e) that the expenses of the Trustee and Actuary shall be paid out of the Trust Fund.

3. The Commission may enter into such Trust Agreement jointly with the Corporation of the City of Sault Ste. Marie and/or any local board of the Corporation, where separate pension plans may be in effect for the employees of such boards and in this event the assets of all such plans will be commingled in a common Fund, for investment purposes, with those of the Commission.

An Act respecting
The Public Utilities Commission of the
City of Sault Ste. Marie

1st Reading

December 12th, 1960

2nd Reading

3rd Reading

MR. LYONS

(*Private Bill*)

BILL Pr26

2ND SESSION, 26TH LEGISLATURE, ONTARIO
9-10 ELIZABETH II, 1960-61

**An Act respecting The Board of Education
for the City of Sault Ste. Marie**

MR. LYONS

(PRIVATE BILL)

Bill Pr26

1960-61

An Act respecting The Board of Education for the City of Sault Ste. Marie

WHEREAS The Board of Education for the City of Sault Ste. Marie by its petition has prayed for special legislation to authorize the establishment of a new pension plan; and whereas it is expedient to grant the prayer of the petition;

Preamble

Therefore, Her Majesty, by and with the advice and consent of the Legislative Assembly of the Province of Ontario, enacts as follows:

1. Notwithstanding the provisions of any special or general Act, The Board of Education for the City of Sault Ste. Marie may,

Pension

plan
authorized

(a) enter into a pension plan in accordance with the Retirement Pension Plan, set out as Schedules A and B hereto, and, with the approval of the Minister of Education, enter into contracts to amend such plan from time to time; and

(b) do all such acts, matters and things from time to time as are necessary to implement fully such plan.

2. This Act shall be deemed to have come into force on the 1st day of January, 1961.

Commence-
ment

3. This Act may be cited as *The Sault Ste. Marie Board of Education Act, 1960-61*.

Short title

SCHEDULE A
THE BOARD OF EDUCATION OF
THE CITY OF SAULT STE. MARIE,
ONTARIO

IMPROVED PENSION PLAN

I. INTRODUCTION

1. The terms of the Improved Pension Plan as herein set forth shall supersede and amend those of the Group Annuity Plan underwritten by the Annuities Branch of the Department of Labour of Canada through the medium of Group Annuity Contracts Nos. G-714 and G-1714 and all benefits provided in respect of service performed and contributions made on and after 1st January, 1961, shall be provided under the terms of the Improved Pension Plan.

2. The Improved Pension Plan shall not operate in a manner calculated to reduce any pension benefits fully purchased for members of the Group Annuity Plan up to and including 31st December, 1960; nor shall the Improved Pension Plan adversely affect rights accruing to members of the Group Annuity Plan in respect of contributions made by such members and by the Board of Education on their behalf up to and including 31st December, 1960. The provisions of the Group Annuity Plan shall apply to all contributions made and benefits accumulated thereunder prior to 1st January, 1961.

II. DEFINITIONS

1. For the purposes of this Improved Pension Plan, the following words and phrases shall have the following meanings, regardless of any definitions at variance therewith in any other document:

- (a) "Actuary" means a Fellow of the Society of Actuaries, a Fellow of the Institute of Actuaries, a Fellow of the Faculty of Actuaries of Scotland, or a company employing such a Fellow and appointed as Actuary for this Plan by the Board;
- (b) "Actuarial Equivalent" means an actuarially equal value which is computed at the rate of interest and on the actuarial basis recommended by the Actuary and approved by the Board;
- (c) "Board" means the Board of Education of the City of Sault Ste. Marie in the Province of Ontario;
- (d) "Continuous Service" means continuous employment as an Employee on a permanent basis without interruption except for leave of absence for any cause duly authorized by the Board and, in any event, for absence due to engagement in Her Majesty's service during periods of war or national emergency;
- (e) "Disability" means the inability of a Member to continue in his employment with the Board due to mental or physical ill-health where such condition is supported by medical evidence acceptable to the Board;
- (f) "Earnings" means the total remuneration of an Employee in respect of service rendered to the Board, excluding bonuses, overtime pay and special payments;
- (g) "Effective Date" means 1st January, 1961, on which date this Plan came into force;
- (h) "Employee" means a person who is employed by the Board on a regular and permanent basis as determined by the Board (except School teachers and inspectors to whom *The Teachers' and*

Inspectors' Superannuation Act is applicable) and shall include any other person or persons designated as Employees for the purposes of this Plan by the Board;

- (i) "Fund", "Trust Fund" mean the Retirement Trust Fund established under the terms of the Plan and of the under-mentioned Trust Agreement;
- (j) "Government" means the Annuities Branch of the Department of Labour of Canada;
- (k) "Interest" means, when credited by the Government, the rate of interest payable in accordance with the regulations of the Annuities Branch. When credited in respect of payments out of the Trust Fund, interest shall mean three per cent per annum compounded annually up to the date of the Member's death or termination of service. Notwithstanding the foregoing, interest on voluntary additional contributions paid into the Trust Fund shall be credited at a rate of four per cent per annum compounded annually;
- (l) "Member" means any person whose application for membership in the Plan has been accepted by the Board and who continues to be entitled to privileges under the Plan;
- (m) "Plan" means the Improved Pension Plan as set forth herein and as modified or amended from time to time;
- (n) "Previous Plan" means the Group Annuity Plan mentioned in paragraph 1 of Section 1;
- (o) "Retirement" (including "Normal Retirement", "Early Retirement" and "Postponed Retirement") means the severance of a Member from active service with the Board in circumstances that entitle him to receive an immediate pension;
- (p) "Termination" means the severance of a Member's employment with the Board where such severance is not due to death or retirement and when, in the opinion of the Board, there is no reason to believe that he will be further employed;
- (q) "Trust Agreement" means the Agreement executed by the Board and the Trustee, dated as of the day of , 1960, with effect from 1st January, 1961, and setting forth the rights and duties of both parties in connection with the administration of the Trust Fund;
- (r) "Trustee" means that trust company, incorporated under the laws of Canada or any Province thereof and registered under *The Loan and Trust Corporations Act*, for the time being appointed under the terms of the Trust Agreement to hold and administer the Fund.

2. Words importing the singular member shall include the plural and vice-versa and words importing the masculine gender shall include the feminine gender and vice-versa, where the context so requires.

III. RETIREMENT TRUST FUND

1. All contributions made by Members and by the Board on their behalf on and after the Effective Date shall be paid into the Trust Fund in accordance with the provisions of the Trust Agreement.

2. Benefits payable under the terms of the Plan normally shall be paid out of the Trust Fund, except in such instances where the Actuary may recommend and the Board may approve the payment of certain pension benefits out of the accumulated funds (if any) remaining at the credit of the Board with the Government.

3. A copy of the Trust Agreement may be examined by any Member at any reasonable time at the office of the Board.

IV. ELIGIBILITY

1. All Employees who were members of the Previous Plan on 31st December, 1960, shall be eligible and shall become Members of the Plan as of the Effective Date.

2. All Employees who were not members of the Previous Plan on 31st December, 1960, but who, on the Effective Date, have fulfilled the eligibility requirements mentioned herein, shall become Members of the Plan as of the Effective Date.

3. All other Employees shall become Members of the Plan on the date upon which they initially become eligible in accordance with the terms of paragraph 4 following.

4. An Employee shall become eligible for membership in the Plan on the first day of the month coincident with or immediately following fulfillment of the conditions stated in (a) or (b) below:

- (a) Males — attainment of the age of twenty-one years but not sixty-four years and completion of one year of continuous service;
- (b) Females — attainment of the age of twenty-five years but not sixty-four years and completion of three years of continuous service.

5. Each Employee who becomes a Member of the Plan shall not withdraw from it as long as he retains the status of an Employee.

6. If a Member's employment is terminated and he is thereafter re-employed, he shall be considered a new employee as from the date of such re-employment for all purposes of the Plan.

7. No part or provision of the Plan shall constitute a guarantee by the Board of continued employment for any Member and the Board shall retain the right to terminate the services of any Member at any time.

V. ADMINISTRATION OF THE PLAN

1. The Plan shall be administered by the Board.

2. The Board shall decide all matters arising in connection with the administration and operation of the Plan consistently in accordance with the terms of the Plan and of the Trust Agreement.

3. The Board may delegate any or all of its functions in this respect to the Administrator and may at any time decide that the administration of the Plan will be conducted by a committee established by the Board in a manner to be determined by the Board for this purpose.

4. For the purposes of the administration of the Plan, the Board may retain the services of an Actuary who will from time to time and as required by the Board report to the Board concerning the Plan and the Fund. There shall be an actuarial valuation of the Fund from time to time and in any event not less frequently than once in every three years.

VI. NORMAL RETIREMENT

1. The normal retirement date for each Member of the Plan shall be the first day of the month coincident with or immediately following attainment of his sixty-fifth birthday.

VII. EARLY RETIREMENT

1. In the event of disability or any other special circumstances, a Member may be retired on the first day of any month preceding his normal retirement date with the consent or at the request of the Board.

2. In the event of such early retirement, the Member shall receive a reduced pension which shall be the actuarial equivalent of the pension accumulated to his date of early retirement and otherwise payable at his normal retirement date.

VIII. POSTPONED RETIREMENT

1. At the request of the Member and only with the consent of the Board, a Member may remain in the service of the Board beyond his normal retirement date. In such event the Member shall continue to contribute and to accumulate pension credits up to the date on which he actually retires.

IX. PENSION BENEFITS

1. For service with the Board on and after 1st January, 1961, each Member of the Plan shall receive, commencing at his normal or postponed retirement date, an annual pension equivalent to $1\frac{3}{4}$ per cent of all earnings on which he has made required contributions during his membership in the Plan. In addition, any Member who has made additional voluntary contributions in accordance with paragraph 2 of Section X following shall receive a further amount of pension provided by such additional voluntary contributions and determined by the Actuary.

2. In any instance where the basic type of pension payable to a retired Member, who was not a member of the Previous Plan, is less than ten dollars monthly, the Member may elect to receive in lieu thereof an equivalent lump-sum payment.

3. The basic type of pension payable under the provisions of this Plan is one that specifies monthly payments of benefits commencing on the Member's date of retirement and continuing for the remainder of his lifetime, provided that in no event shall less than sixty such monthly payments be made. In the event of the Member's death before he has received a minimum of sixty monthly pension cheques, pension payments shall be continued to the deceased Member's designated beneficiary, or if at the pensioner's death there is no living person designated as his beneficiary, such sums shall be payable to the legal representatives of the deceased Member. If the Member should die after he has received sixty monthly pension payments, such payments shall thereupon cease with the cheque payable on the first day of the month in which the Member's death occurred.

X. CONTRIBUTIONS

1. Each Member shall contribute by payroll deductions an amount equivalent to 5 per cent of his earnings toward the cost of providing his pension. Such contributions shall be known as "required Contributions".

2. A Member may, if he wishes, make voluntary additional contributions for the purpose of increasing the amount of pension to which he will be entitled at retirement. Such additional voluntary contributions, when combined with his required contributions, shall not exceed in any one year the maximum permitted by the *Income Tax Act* from time to time. Such contributions must be made by payroll deductions. In addition to the foregoing, each Member may contribute, in respect of service with the Board prior to joining the Plan, an amount not exceeding an aggregate of 5 per cent of his total earnings received from the Board since the date of his employment. Such contributions in respect of prior service may not exceed in any one year the maximum permitted by the *Income Tax Act* from time to time.

3. The Board shall contribute such amounts as may be necessary when added to the Members' required contributions to provide the benefits payable under the terms of the Plan.

XI. TERMINATION OF EMPLOYMENT

1. If a Member's service with the Board is terminated, other than by the Member's immediate transfer to the service of any other civic authority in the Province of Ontario, prior to his retirement and before the Member has completed a minimum of eleven years of Continuous Service (including service before joining the Plan) such a Member shall receive, commencing at his Normal Retirement date a deferred pension provided by all his own contributions, both required and additional, made to the date of his Termination, together with the interest thereon.

2. If, however, at his date of Termination, a Member has completed five or more years of Continuous Service (including service before joining the Plan), the Member shall receive in lieu of the benefits described in the preceding paragraph 1, a part or all of the deferred pension credited to him as at the date of his Termination, in accordance with the following table; provided however that in no event shall the Member receive a smaller deferred pension than can be provided by his own required contributions made to the date of his Termination, together with the interest thereon:

Years of Continuous Service at Date of Termination	Percentage of Deferred Pension Credited to Terminating Member
Less than 5 years.....	Nil
5 years but less than 8 years....	75%
8 " " " " 11 "	80%
11 " " " " 14 "	85%
14 " " " " 17 "	90%
17 " " " " 20 "	95%
20 years and over.....	100%

3. If the terminating Member transfers directly from the service of the Board into the service of any other civic authority in the Province of Ontario, the Member shall receive, in lieu of the benefits described in paragraphs 1 and 2 preceding, the total amount of deferred pension credited to him as at the date of such transfer, as computed in Section IX of the Plan.

4. In any instance where the deferred pension would be in a lesser amount than one hundred and twenty dollars per annum the terminating Member may elect to receive in lieu thereof a cash payment. If the deferred pension is less than ten dollars per annum, a cash settlement shall be made in any event.

5. A terminated Member shall not be permitted to make any further contributions under the provisions of the Plan, nor shall the Board make any further contributions on his behalf.

XII. DESIGNATED BENEFICIARY

1. A Member of the Plan may, by written notice communicated to the Board during such Member's lifetime designate a person or persons to receive the benefits payable under the Plan in the event of the Member's death and may, also by written notice communicated to the Board during such Member's lifetime, alter or revoke such designation from time to time, subject always to the provisions of any annuity, insurance or other contract or law governing the designation of beneficiaries from time to time in force which may apply to such Member. Such written notice may be in such form and executed in such manner as the Board in its discretion may from time to time require.

2. If on the death of a Member there shall be no designated beneficiary, or if the person designated as his beneficiary shall not be living, such sums that may be payable on or after the Member's death shall be paid to his legal representative.

XIII. BENEFITS ON DEATH

1. In the event of the death of a Member before his normal retirement date, his beneficiary shall receive in a lump-sum payment an amount equivalent to all the deceased Member's contributions, together with the interest thereon.

2. If, however, the Member's death should occur while he is still in the service of the Board but after his normal retirement date, it shall be assumed that the Member had retired on the first day of the month in which his death occurred.

3. In any instance where the death of a Member occurs after his pension payments have commenced, the amount and type of the death benefits payable to his beneficiary shall be determined in accordance with the type of pension that the member had elected to receive.

4. In the event of the Member's death after the termination of his service with the Board but prior to the commencement of his pension payments, the deceased Member's beneficiary shall receive in a lump-sum payment an amount equivalent to all the deceased Member's contributions together with the interest thereon.

5. A Member may elect or, in default of such election his beneficiary after his death may elect, that settlement of the death benefits provided under the terms of the Plan be made in any one of the following ways:

- (a) in the form of a life pension to the beneficiary with or without a guaranteed period;
- (b) in instalments payable over a period not in excess of ten years;
- (c) in a lump-sum.

6. Where such benefits are payable to the legal representatives of a deceased Member, payment shall be made in a lump-sum only.

XIV. METHOD OF PAYMENT

1. For the purposes of this Plan, a Member's retirement date shall always occur on the first day of the month. The Member's first pension cheque shall be payable on his date of retirement and, subject to the provision of Section XV following, a cheque in the same amount shall be issued monthly thereafter. All pension benefits provided by this Plan shall be paid out of the Trust Fund. However, the Board may, on the advice of the Actuary, require certain pension benefits to be purchased from the Government and/or an insurance company licensed to transact business in Canada.

XV. OPTIONAL TYPES OF PENSION

1. For those Members who may prefer types of pension other than the basic type described in paragraph 3 of Section IX, the following options are available provided that each such Member must signify by written notice to the Board at least three months prior to his retirement date the optional type of pension that he wishes to receive:

- (a) a monthly pension payable for the lifetime of the retired Member and ceasing with the payment immediately preceding the Member's death, regardless of the number of payments that have then been made;
- (b) a monthly pension payable for the lifetime of the retired Member, but with such payments guaranteed in any event for a specified minimum period which may be 120, 180 or 240 months;

- (c) a reduced pension payable to the Member during his lifetime and continuing after his death for the lifetime of another person in either the same amount or one-half of the amount of the monthly pension being paid to the Member prior to his death;
- (d) an increased pension payable to the Member's attainment of age 70 years, decreasing thereafter by the amount of the pension payable under the *Old Age Security Act, 1951* (as amended to the Member's date of retirement).

2. The amount of monthly pension payable to a retired Member under any of the foregoing options shall be the actuarial equivalent of the basic pension provided in accordance with paragraph 3 of Section IX of the Plan.

3. In any instance where any of the options elected by a Member is provided by the Government, its availability shall be subject to the then current rules and practices of the Government, provided that in such cases the Member concerned shall have the right to elect any of the options originally available under the provisions of the Board's contracts with the Government. Optional types of pensions paid out of the Trust Fund shall be in accordance with the recommendations of the Actuary.

XVI. ASSIGNMENT OF BENEFITS

1. The assignment of any benefits provided under this Plan, other than by the election of a joint and survivorship option as provided in subparagraph (c) of paragraph 1 of Section XV above, or the appointment of a beneficiary to receive benefits after the Member's death, shall not be permitted.

XVII. PROOF OF AGE

1. No payment of pension benefits shall be made to any Member until proof-of-age is furnished. Should a Member elect one of the joint and survivorship types of pension, proof-of-age of the contingent annuitant also must be furnished.

XVIII. THE FUTURE OF THE PLAN

1. The Board has made every effort to develop this Plan as a safeguard to its employees and as an undertaking that will meet future conditions insofar as they can be anticipated. The Board hopes to continue the Plan indefinitely, but reserves the right, subject to the approval of the Minister of Education of the Province of Ontario, to change, modify, suspend or discontinue the Plan should future conditions in the opinion of the Board warrant such action.

2. No change or modification in the provisions of the Plan will affect adversely any rights accruing to Members of the Plan as at the date of such change or modification in respect of all contributions made by and on behalf of the Members, prior to that date.

3. If it ever should become necessary to discontinue the Plan, contributions made by the Board cannot be withdrawn, but shall remain in the Trust Fund and shall be used for the sole benefit of Members, retired Members, and/or their beneficiaries in an equitable manner determined by the Board in consultation with the Actuary. No liability shall attach to the Board nor to any Member thereof, nor to the Actuary in connection with such application or distribution if made in all sincerity and in good faith.

SCHEDULE B

TRUST AGREEMENT

1. The Board shall enter into a Trust Agreement with a Trust Company incorporated under the laws of Canada or any province thereof and registered under *The Loan and Trust Corporations Act*.

2. The Trust Agreement to be entered into shall, among other things, provide,

- (a) that the right is reserved to the Board to remove the Trustee by giving 60 days notice thereof and substituting another company fulfilling the requisites of paragraph 1 hereof, in its place;
- (b) that the Trustee may resign by giving 60 days notice thereof in writing to the Board;
- (c) that the Trustee shall not invest the assets of the Trust Fund in bonds, debentures, or other evidences of indebtedness issued or guaranteed by the Board of Education of the City of Sault Ste. Marie, except when invested in a pooled or commingled Trust Fund;
- (d) that the assets of the Trust shall be held for the benefits of this Plan;
- (e) that the expenses of the Trustee and Actuary shall be paid out of the Trust Fund.

3. The Board may enter into such Trust Agreement jointly with the Corporation of the City of Sault Ste. Marie and/or any local Board of the Corporation, where separate pension plans may be in effect for the employees of such Boards and in this event the assets of all such plans will be commingled in a common Fund, for investment purposes, with those of the Board.

An Act respecting The Board of Education
for the City of Sault Ste. Marie

1st Reading

December 12th, 1960

2nd Reading

3rd Reading

MR. LYONS

(*Private Bill*)

BILL Pr27

2ND SESSION, 26TH LEGISLATURE, ONTARIO
9-10 ELIZABETH II, 1960-61

**An Act respecting the
Young Men's Christian Association of Sault Ste. Marie**

MR. LYONS

(PRIVATE BILL)

BILL Pr27

1960-61

An Act respecting the Young Men's Christian Association of Sault Ste. Marie

WHEREAS the Young Men's Christian Association, of ^{Preamble} Sault Ste. Marie and Steelton, by its petition has represented that it was constituted a body corporate and politic by *An Act respecting the Young Men's Christian Association of Sault Ste. Marie and Steelton*, being chapter 142 of the Statutes of Ontario, 1913; and whereas the petitioner has prayed for special legislation in respect of the matters hereinafter set forth; and whereas it is expedient to grant the prayer of the petition;

Therefore, Her Majesty, by and with the advice and consent of the Legislative Assembly of the Province of Ontario, enacts as follows:

1. Section 1 of *An Act respecting the Young Men's Christian Association of Sault Ste. Marie and Steelton* 1913, c. 142 is amended by ^{s. 1, amended} striking out "and Steelton" in the eighth line, by striking out "in the City of Sault Ste. Marie" in the tenth line and inserting in lieu thereof "and personal property in Ontario" and by striking out "not exceeding in value \$150,000" in the eleventh and twelfth lines, so that the section shall read as follows:

1. Samuel Edgar Flemming, George Gilmore Farwell, ^{Incorporation} S. Victor McLeod, Albert M. Peters, John Dawson, Thomas Edward Simpson, John Ewart Irving, Johnston Douglas Havelock Browne, and such other persons as are now or shall hereafter become members of the said Association, shall be, and they are hereby constituted a body politic and corporate, under the name of the Young Men's Christian Association, of Sault Ste. Marie, and shall have power to acquire and hold for the purposes of the corporation, real estate and personal property in Ontario, or any leasehold or other interest therein, and the same or any part thereof, to alienate, exchange, mortgage, lease or otherwise charge or dispose of as occasion may require, and the provisions of *The Mortmain* 9 Edw. VII, c. 58

and *Charitable Uses Act* shall apply except that the period within which the land shall be sold shall be seven years and that it shall not be necessary to sell any land now or hereafter acquired which is actually and *bona fide* used for the purposes of the corporation.

1913, c. 142,
s. 7,
amended

2. Section 7 of the said Act is amended by inserting after "men" in the second line "and young women", so that the section shall read as follows:

Objects of
corporation

7. The object of the said Corporation shall be the spiritual, mental, social and physical improvement of young men and young women, by the maintenance and support of meetings, lectures, reading rooms, library, gymnasiums and such other means as may from time to time be determined upon.

1913, c. 142,
s. 9, subs. 1,
amended

3. Subsection 1 of section 9 of the said Act is amended by striking out "and Steelton" in the second and third lines and by striking out "school purposes and" in the fifth line, so that the subsection shall read as follows:

Exemption
from
taxation

(1) The buildings, lands and equipment of the Young Men's Christian Association, of Sault Ste. Marie, so long as occupied by and used for the purposes of the Association, are declared to be exempted from taxation, except for local improvements, and except as provided by subsection 2.

1913, c. 142,
s. 10, subs. 1,
amended

4. Subsection 1 of section 10 of the said Act is amended by striking out "by the President, Vice-president and Treasurer of the Corporation or any two of them" in the fourth and fifth lines and inserting in lieu thereof "and signed by any two of the following persons, namely, the President, Vice-President, Treasurer, General Secretary, and any director authorized to sign by resolution of the board of directors", so that the subsection shall read as follows:

Notes,
contracts,
bills of
exchange,
etc.

(1) Every contract, agreement, engagement or bargain made, and every bill of exchange drawn or accepted, and every promissory note and cheque made or drawn on behalf of the said Corporation and signed by any two of the following persons, namely, the President, Vice-President, Treasurer, General Secretary, and any director authorized to sign by resolution of the board of directors, in general accordance with their powers as such under the by-laws of the Corporation, shall be binding upon the Corporation (but promissory notes or cheques payable to the

order of the Corporation may be endorsed by either of these officers), and in no case shall it be necessary to have the seal of the Corporation affixed to any such contract, agreement, engagement, bargain, bill of exchange, promissory note or cheque, or to prove that the same was made, drawn, accepted or endorsed as the case may be, in pursuance of any special by-law or special vote or order; nor shall the party so acting within his authority as agent, officer or servant of the Corporation be thereby subjected individually to any liability whatsoever in respect thereof.

5. This Act shall be deemed to have come into force on Commence-
the 1st day of January, 1961. ment

6. This Act may be cited as *The Young Men's Christian Association of Sault Ste. Marie Act, 1960-61.* Short title

1st Reading

December 12th, 1960

2nd Reading

3rd Reading

MR. LYONS

(*Private Bill*)

BILL Pr27

2ND SESSION, 26TH LEGISLATURE, ONTARIO
9-10 ELIZABETH II, 1960-61

An Act respecting the Young Men's Christian Association of Sault Ste. Marie

MR. LYONS

(Reprinted as amended by the Committee on Private Bills)

BILL Pr27

1960-61

An Act respecting the Young Men's Christian Association of Sault Ste. Marie

WHEREAS the Young Men's Christian Association, of ^{Preamble} Sault Ste. Marie and Steelton, by its petition has represented that it was constituted a body corporate and politic by *An Act respecting the Young Men's Christian Association of Sault Ste. Marie and Steelton*, being chapter 142 of the Statutes of Ontario, 1913; and whereas the petitioner has prayed for special legislation in respect of the matters hereinafter set forth; and whereas it is expedient to grant the prayer of the petition;

Therefore, Her Majesty, by and with the advice and consent of the Legislative Assembly of the Province of Ontario, enacts as follows:

1. Section 1 of *An Act respecting the Young Men's Christian Association of Sault Ste. Marie and Steelton* 1913, c. 142, is amended by ^{s. 1,} ^{amended} striking out "and Steelton" in the eighth line, by striking out "in the City of Sault Ste. Marie" in the tenth line and inserting in lieu thereof "and personal property in Ontario" and by striking out "not exceeding in value \$150,000" in the eleventh and twelfth lines, so that the section shall read as follows:

1. Samuel Edgar Flemming, George Gilmore Farwell, ^{Incorporation} S. Victor McLeod, Albert M. Peters, John Dawson, Thomas Edward Simpson, John Ewart Irving, Johnston Douglas Havelock Browne, and such other persons as are now or shall hereafter become members of the said Association, shall be, and they are hereby constituted a body politic and corporate, under the name of the Young Men's Christian Association, of Sault Ste. Marie, and shall have power to acquire and hold for the purposes of the corporation, real estate and personal property in Ontario, or any leasehold or other interest therein, and the same or any part thereof, to alienate, exchange, mortgage, lease or otherwise charge or dispose of as occasion may require, and the provisions of *The Mortmain* ^{9 Edw. VII, c. 58}

and *Charitable Uses Act* shall apply except that the period within which the land shall be sold shall be seven years and that it shall not be necessary to sell any land now or hereafter acquired which is actually and *bona fide* used for the purposes of the corporation.

1913, c. 142,
s. 7,
amended

2. Section 7 of the said Act is amended by inserting after "men" in the second line "and young women", so that the section shall read as follows:

Object of
corporation

7. The object of the said Corporation shall be the spiritual, mental, social and physical improvement of young men and young women, by the maintenance and support of meetings, lectures, reading rooms, library, gymnasiums and such other means as may from time to time be determined upon.

1913, c. 142,
s. 9, subs. 1,
amended

3.—(1) Subsection 1 of section 9 of the said Act is amended by striking out "and Steelton" in the second and third lines.

1913, c. 142,
s. 9,
amended

(2) The said section 9 is amended by adding thereto the following subsection:

Authority
to exempt
from
school
taxes
R.S.O. 1960,
c. 23

(3) The council of The Corporation of the City of Sault Ste. Marie may pass by-laws exempting from taxes for school purposes the land, as defined in *The Assessment Act*, of the Young Men's Christian Association, of Sault Ste. Marie, so long as the land is owned, occupied and used or occupied and used solely for the purposes of the Association, on such conditions as may be set out in the by-law.

1913, c. 142,
s. 10, subs. 1,
amended

4. Subsection 1 of section 10 of the said Act is amended by striking out "by the President, Vice-president and Treasurer of the Corporation or any two of them" in the fourth and fifth lines and inserting in lieu thereof "and signed by any two of the following persons, namely, the President, Vice-President, Treasurer, General Secretary, and any director authorized to sign by resolution of the board of directors", so that the subsection shall read as follows:

Notes,
contracts,
bills of
exchange,
etc.

(1) Every contract, agreement, engagement or bargain made, and every bill of exchange drawn or accepted, and every promissory note and cheque made or drawn on behalf of the said Corporation and signed by any two of the following persons, namely, the President, Vice-President, Treasurer, General Secretary, and any director authorized to sign by resolution of the board of directors, in general accordance with their powers as such under the by-laws of the Corporation, shall be binding upon the Corporation (but promissory notes or cheques payable to the

order of the Corporation may be endorsed by either of these officers), and in no case shall it be necessary to have the seal of the Corporation affixed to any such contract, agreement, engagement, bargain, bill of exchange, promissory note or cheque, or to prove that the same was made, drawn, accepted or endorsed as the case may be, in pursuance of any special by-law or special vote or order; nor shall the party so acting within his authority as agent, officer or servant of the Corporation be thereby subjected individually to any liability whatsoever in respect thereof.

5. This Act shall be deemed to have come into force on Commence-
the 1st day of January, 1961. ment

6. This Act may be cited as *The Young Men's Christian* Short title
Association of Sault Ste. Marie Act, 1960-61.

An Act respecting the Young Men's
Christian Association of Sault Ste. Marie

1st Reading

December 12th, 1960

2nd Reading

3rd Reading

MR. LYONS

(Reprinted as amended by the
Committee on Private Bills)

BILL Pr27

2ND SESSION, 26TH LEGISLATURE, ONTARIO
9-10 ELIZABETH II, 1960-61

An Act respecting the Young Men's Christian Association of Sault Ste. Marie

MR. LYONS

BILL Pr27

1960-61

An Act respecting the Young Men's Christian Association of Sault Ste. Marie

WHEREAS the Young Men's Christian Association, of ^{Preamble} Sault Ste. Marie and Steelton, by its petition has represented that it was constituted a body corporate and politic by *An Act respecting the Young Men's Christian Association of Sault Ste. Marie and Steelton*, being chapter 142 of the Statutes of Ontario, 1913; and whereas the petitioner has prayed for special legislation in respect of the matters hereinafter set forth; and whereas it is expedient to grant the prayer of the petition;

Therefore, Her Majesty, by and with the advice and consent of the Legislative Assembly of the Province of Ontario, enacts as follows:

1. Section 1 of *An Act respecting the Young Men's Christian Association of Sault Ste. Marie and Steelton* 1913, c. 142, is amended by ^{s. 1, amended} striking out "and Steelton" in the eighth line, by striking out "in the City of Sault Ste. Marie" in the tenth line and inserting in lieu thereof "and personal property in Ontario" and by striking out "not exceeding in value \$150,000" in the eleventh and twelfth lines, so that the section shall read as follows:

1. Samuel Edgar Flemming, George Gilmore Farwell, ^{Incorporation 1} S. Victor McLeod, Albert M. Peters, John Dawson, Thomas Edward Simpson, John Ewart Irving, Johnston Douglas Havelock Browne, and such other persons as are now or shall hereafter become members of the said Association, shall be, and they are hereby constituted a body politic and corporate, under the name of the Young Men's Christian Association, of Sault Ste. Marie, and shall have power to acquire and hold for the purposes of the corporation, real estate and personal property in Ontario, or any leasehold or other interest therein, and the same or any part thereof, to alienate, exchange, mortgage, lease or otherwise charge or dispose of as occasion may require, and the provisions of *The Mortmain* ^{9 Edw. VII, c. 58}

and Charitable Uses Act shall apply except that the period within which the land shall be sold shall be seven years and that it shall not be necessary to sell any land now or hereafter acquired which is actually and *bona fide* used for the purposes of the corporation.

1913, c. 142,
s. 7,
amended

2. Section 7 of the said Act is amended by inserting after "men" in the second line "and young women", so that the section shall read as follows:

Object of
corporation

7. The object of the said Corporation shall be the spiritual, mental, social and physical improvement of young men and young women, by the maintenance and support of meetings, lectures, reading rooms, library, gymnasiums and such other means as may from time to time be determined upon.

1913, c. 142,
s. 9, subs. 1,
amended

3.—(1) Subsection 1 of section 9 of the said Act is amended by striking out "and Steelton" in the second and third lines.

1913, c. 142,
s. 9,
amended

(2) The said section 9 is amended by adding thereto the following subsection:

Authority
to exempt
from
school
taxes
R.S.O. 1960,
c. 23

(3) The council of The Corporation of the City of Sault Ste. Marie may pass by-laws exempting from taxes for school purposes the land, as defined in *The Assessment Act*, of the Young Men's Christian Association, of Sault Ste. Marie, so long as the land is owned, occupied and used or occupied and used solely for the purposes of the Association, on such conditions as may be set out in the by-law.

1913, c. 142,
s. 10, subs. 1,
amended

4. Subsection 1 of section 10 of the said Act is amended by striking out "by the President, Vice-president and Treasurer of the Corporation or any two of them" in the fourth and fifth lines and inserting in lieu thereof "and signed by any two of the following persons, namely, the President, Vice-President, Treasurer, General Secretary, and any director authorized to sign by resolution of the board of directors", so that the subsection shall read as follows:

Notes,
contracts,
bills of
exchange,
etc.

(1) Every contract, agreement, engagement or bargain made, and every bill of exchange drawn or accepted, and every promissory note and cheque made or drawn on behalf of the said Corporation and signed by any two of the following persons, namely, the President, Vice-President, Treasurer, General Secretary, and any director authorized to sign by resolution of the board of directors, in general accordance with their powers as such under the by-laws of the Corporation, shall be binding upon the Corporation (but promissory notes or cheques payable to the

order of the Corporation may be endorsed by either of these officers), and in no case shall it be necessary to have the seal of the Corporation affixed to any such contract, agreement, engagement, bargain, bill of exchange, promissory note or cheque, or to prove that the same was made, drawn, accepted or endorsed as the case may be, in pursuance of any special by-law or special vote or order; nor shall the party so acting within his authority as agent, officer or servant of the Corporation be thereby subjected individually to any liability whatsoever in respect thereof.

5. This Act shall be deemed to have come into force on Commence-
the 1st day of January, 1961. ment

6. This Act may be cited as *The Young Men's Christian Association of Sault Ste. Marie Act, 1960-61.* Short title

An Act respecting the Young Men's
Christian Association of Sault Ste. Marie

1st Reading

December 12th, 1960

2nd Reading

February 24th, 1961

3rd Reading

February 28th, 1961

MR. LYONS

2ND SESSION, 26TH LEGISLATURE, ONTARIO
9-10 ELIZABETH II, 1960-61

An Act respecting the City of Ottawa

MR. MORROW

(PRIVATE BILL)

BILL Pr28

1960-61

An Act respecting the City of Ottawa

WHEREAS The Corporation of the City of Ottawa, Preamble
 herein called the Corporation, by its petition has prayed
 for special legislation in respect of the matters hereinafter
 set forth; and whereas it is expedient to grant the prayer of
 the petition;

Therefore, Her Majesty, by and with the advice and consent
 of the Legislative Assembly of the Province of Ontario, enacts
 as follows:

1.—(1) The council of the Corporation may pass by-laws Establish-
ment of
hospitals
authorized
 for the establishment, erection, equipment, furnishing and
 maintenance of a hospital for the reception, care and treat-
 ment of persons affected with any kind of disability, disease
 or illness or of a hospital for convalescent persons, or both,
 on a site or sites selected or to be selected by the council and,
 on a vote of three-fourths of all the members of the council,
 for the issuance of debentures therefor without the assent of
 the electors qualified to vote on money by-laws.

(2) The management and control of each hospital esta- Board of
trustees
 blished under subsection 1, including the power of making
 appointments to the staff thereof, is vested in, and shall be
 exercised by, a board of trustees consisting of the Mayor of
 the City of Ottawa and not fewer than eight nor more than
 eleven other trustees, of whom not more than three may be
 members of the council.

(3) The trustees, other than the Mayor, shall be appointed Appoint-
ment of
trustees
 by the council of the Corporation on the nomination of the
 board of control, and the council shall not, in the absence of
 the nomination of the board of control, appoint any person a
 trustee without a vote of two-thirds of all the members of
 the council.

(4) All trustees, other than those appointed members of Time of
appointment
 the first board of trustees, shall be appointed in the month of
 January in each year in which an appointment is to be made.

Qualifica-
tions and
term of
office

(5) Subject to subsections 2 and 6, the council of the Corporation may by by-law prescribe the conditions of eligibility for appointment to the board or boards of trustees and the term of office, but any trustee who is a member of the council ceases to be a trustee at the end of the year for which he is elected a member of the council or on such earlier date on which he may cease to be a member of the council.

Eligibility
of staff
R.S.O. 1960,
c. 322

(6) Except as provided by *The Public Hospitals Act* and the regulations thereunder, no member of the staff or employee of any hospital nor the husband or wife of a member or employee is eligible to be a trustee.

Vacancies

(7) Where from any cause the office of an appointed trustee becomes vacant prior to the expiration of his term of office, the council of the Corporation shall, without unnecessary delay and in the manner provided by subsection 3 and subject to any by-law passed pursuant to subsection 5, appoint a successor, and the person so appointed shall hold office for the remainder of the term of office of the trustee whose place he is appointed to fill.

Quorum

(8) A majority of each board of trustees constitutes a quorum.

Corporate
body and
name

(9) Each board of trustees is a corporation under such name as may be approved by the Lieutenant Governor in Council upon the petition of the council of the Corporation.

Estimates
for board
of control

(10) Each board of trustees shall, on or before the 31st day of December in each year, prepare and certify to the board of control, for the consideration and approval of the board of control and of the council of the Corporation, an estimate of the expenditures proposed to be made and an estimate of revenue in connection with each hospital during the next succeeding year.

Application
of
R.S.O. 1960,
c. 249, s. 206

(11) Subsection 2 of section 206 of *The Municipal Act* applies to the estimates referred to in subsection 10.

Levying
of rate

(12) The council of the Corporation shall, in each year, assess and levy by a special rate on the whole rateable property within the City of Ottawa a sum sufficient to provide for such of the expenditures set out in the estimates referred to in subsection 10 or in a special or a supplementary estimate as is approved by the council and not provided for by the estimate of revenue.

Powers
of Board

(13) The board of trustees of each hospital,

- (a) has charge of and supervision over the work of erecting, furnishing and equipping the hospital and over the performance of all contracts let by the council of the Corporation in connection therewith;
- (b) has control over, and the custody of, all property, both real and personal, belonging to, or used in connection with, the hospital and has power from time to time to sell or otherwise dispose of personal property valued at an amount not exceeding \$1,000 when no longer required for the purposes of the hospital;
- (c) may from time to time purchase supplies and may engage, fix the salaries and wages of, and pay, officers, servants and workmen for the purposes of the hospital, and may make all such expenditures and enter into all such contracts and agreements as may be necessary or convenient for such purposes, provided that no purchase of supplies, contract, agreement or expenditure may be made, or entered into, unless money shall have been appropriated by the council of the Corporation and is available for such purpose.

(14) It is the duty of each board of trustees to prepare specifications and to call for tenders for the construction, alteration and improvement of hospital buildings and the purchase of equipment and furniture therefor and to recommend to the board of control for submission to the council of the Corporation the award of contracts, and subsection 5 of section 206 of *The Municipal Act* applies to such tenders.

Duties of trustees re hospital buildings, equipment, etc.

R.S.O. 1960, c. 249

(15) Each board of trustees may enter into such agreements as may be necessary to provide pension or superannuation benefits for the employees of its hospital under a plan approved by the Hospital Services Commission of Ontario.

Pensions

(16) The Corporation, for the use, support and purposes of either hospital, and each board of trustees, for the use, support and purposes of its hospital, have power to purchase or otherwise acquire, take or receive by deed, gift, bequest, devise, or otherwise, any land or interest in land and any personal property without licence in mortmain, and all persons and corporations have full and unrestricted right and power to give, grant and bequeath to the Corporation or to a board of trustees any land or interest therein for such use, support or purpose and any moneys realized therefrom shall, subject to any covenants contained in the original gift, grant

Property

or bequest, be expended for such purposes as may be approved by the council of the Corporation on a recommendation of the board of trustees and the board of control.

Investments (17) The Corporation and each board of trustees have power to sell and convert into money any real or personal property referred to in subsection 16 and any moneys realized may be invested in any securities, other than mortgage securities, in which a trustee is authorized to invest trust moneys under *The Trustee Act* with full power from time to time to call in and sell and vary such investments and to re-invest the proceeds and income thereof.

R.S.O. 1960,
c. 408

Grants (18) Each board of trustees may, from time to time, enter into an agreement with any municipal corporation in Ontario for the payment by the latter of a grant or grants to the board towards the capital cost of constructing and equipping its hospital and every such corporation is hereby authorized to enter into such agreement with the board and to provide for and pay such grant.

Special
accounts

(19) All moneys received by each board of trustees or by any officer thereof for hospital use shall be deposited in a special account or special accounts to be kept in the name of the board of trustees in a chartered bank in the City of Ottawa, and all cheques drawn upon the account shall be signed by such officer or officers as the board of trustees may appoint for that purpose.

Board
deemed
local board
R.S.O. 1960,
cc. 98, 249

(20) Each board of trustees shall be deemed to be a local board, as defined in *The Department of Municipal Affairs Act*, for the purposes of section 228 of *The Municipal Act*.

Application
of
R.S.O. 1960,
c. 322

(21) *The Public Hospitals Act* applies to and governs each hospital and each board of trustees.

1952, c. 130,
s. 1, subs. 2
(1956, c. 112,
s. 1, subs. 2),
re-enacted

2.—(1) Subsection 2 of section 1 of *The City of Ottawa Act, 1952*, as re-enacted by subsection 2 of section 1 of *The City of Ottawa Act, 1956*, is repealed and the following substituted therefor:

Standard
of fitness of
dwelling

(2) The council of the Corporation may pass by-laws for fixing a standard of fitness for human habitation to which all dwellings shall conform, for requiring the owners of dwellings that do not conform to the standard to make them so conform, for requiring the owners of buildings, structures or erections that form part of dwellings and that do not conform to the standard to demolish all or any part thereof, for prohibiting the use of dwellings that do not conform

to the standard, for authorizing the placarding in such manner as the by-law may specify of dwellings that do not conform to the standard and prohibiting the pulling down or defacing of any such placard, for governing and regulating persons in the use and occupancy of dwellings, and for appointing a tribunal of inspectors or both a tribunal and inspectors for the administration and enforcement of the by-laws.

(2) Subsection 4 of the said section 1 is amended by striking out "5 per cent" in the fifth line and inserting in lieu thereof ^{1952, c. 130, s. 1, subs. 4, amended} "6 per cent", so that the subsection shall read as follows:

- (4) When the Corporation has advanced money as provided in subsection 3, it shall have a lien upon the dwelling in respect of which the advance was made for the amount of the advance together with interest thereon at a rate to be fixed from time to time by the council, but which shall not exceed 6 per cent per annum, and the amount of the advance with the interest thereon shall be repayable to the Corporation by the owner of the dwelling in equal consecutive annual payments which shall be collected over a period of years to be determined by the council, which period shall not exceed ten years but need not be the same in the case of each advance, in the same manner and at the same time as the municipal taxes on the dwelling.

3. Clause *b* of section 5 of *The City of Ottawa Act, 1960* is ^{1960, c. 161, s. 5, cl. 6, amended} amended by striking out "and" at the end of subclause ii, by adding "and" at the end of subclause iii and by adding thereto the following subclause:

- (iv) revoking any licence or permit granted by the Corporation or the Director of Planning and Works of the Corporation.

4.—(1) Notwithstanding the provisions of *The Local Improvement Act*, in any case where the council of the Corporation is of opinion that for any reason it would be inequitable to charge the cost of the construction of a sidewalk on the land abutting directly thereon, the council may in the by-law for undertaking the work, passed by a vote of two-thirds of all the members of the council, provide for the payment by the Corporation of such part of the cost as to the council may seem just, and so much of the residue thereof as may seem just may be specially assessed upon the land abutting directly on the work and so much of such residue as may seem just on such other land as is immediately benefited by the work.

**Assessment
of cost**R.S.O. 1960,
c. 223

(2) That part of the cost of the work for which the abutting land is to be specially assessed shall be assessed thereon in the manner provided by section 20 of *The Local Improvement Act*, and that part of the cost for which land not abutting directly on the work is to be specially assessed shall be assessed thereon in the manner provided by section 37 or 38 of *The Local Improvement Act*.

**By-laws
re special
charges**

5.—(1) The council of the Corporation may pass by-laws for imposing upon the owners of high-rise or other buildings, as defined by the by-law, heretofore or hereafter erected, or of any class or classes of such buildings, that impose or may impose a heavy load on the sewer system or water system, or both, by reason of which expenditures are or may be required to provide additional sanitary or storm sewer or water supply capacity, which, in the opinion of the council, would not otherwise be required, a special charge or charges over and above all other rates and charges to pay for all or part of the cost of providing the additional capacity.

**Application
of proceeds**

(2) The proceeds of the charge or charges authorized by subsection 1 shall be used for the purpose therein referred to and not otherwise.

**Charges
a lien on
land**R.S.O. 1960,
c. 23

(3) Any charge or charges imposed under subsection 1 are a lien upon the land on which the building is erected and may be collected in the same manner and with the same remedies as provided by *The Assessment Act* for the collection of real property taxes.

**Election
not to be
deemed
invalid**

6. Notwithstanding section 75 of *The Municipal Act*, the election held at Ottawa on the 5th day of December, 1960, for the offices of mayor, controller, alderman, public school trustee and separate school trustee and the taking of a vote relating to the extension of the municipal franchise and a vote relating to public games and sports on the Lord's Day shall not be deemed to be invalid by reason of the death of David L. Burgess, candidate for the office of controller, who died on the 30th day of November, 1960, and the erasure or obliteration of his name from the composite ballot used for the election and for the taking of the votes.

**Commence-
ment**

7. This Act comes into force on the day it receives Royal Assent.

Short title

8. This Act may be cited as *The City of Ottawa Act, 1960-61*.

An Act respecting
the City of Ottawa

1st Reading

December 12th, 1960

2nd Reading

3rd Reading

MR. MORROW

(*Private Bill*)

BILL Pr28

2ND SESSION, 26TH LEGISLATURE, ONTARIO
9-10 ELIZABETH II, 1960-61

An Act respecting the City of Ottawa

MR. MORROW

(Reprinted as amended by the Committee on Private Bills)

BILL Pr28

1960-61

An Act respecting the City of Ottawa

WHEREAS The Corporation of the City of Ottawa, Preamble
 herein called the Corporation, by its petition has prayed
 for special legislation in respect of the matters hereinafter
 set forth; and whereas it is expedient to grant the prayer of
 the petition;

Therefore, Her Majesty, by and with the advice and consent
 of the Legislative Assembly of the Province of Ontario, enacts
 as follows:

1.—(1) The council of the Corporation may pass by-laws Establish-
ment of
hospitals
authorized
 for the establishment, erection, equipment, furnishing and
 maintenance of a hospital for the reception, care and treat-
 ment of persons affected with any kind of disability, disease
 or illness or of a hospital for convalescent persons, or both,
 on a site or sites selected or to be selected by the council and,
 on a vote of three-fourths of all the members of the council,
 for the issuance of debentures therefor without the assent of
 the electors qualified to vote on money by-laws.

(2) The management and control of each hospital esta- Board of
trustees
 blished under subsection 1, including the power of making
 appointments to the staff thereof, is vested in, and shall be
 exercised by, a board of trustees consisting of the Mayor of
 the City of Ottawa, such *ex officio* trustees as are required
under *The Public Hospitals Act* and the regulations thereunder R.S.O. 1960,
c. 322
 and not fewer than eight nor more than eleven other trustees,
 of whom not more than three may be members of the council.

(3) The trustees, other than *ex officio* trustees, shall be Appoint-
ment of
trustees
 appointed by the council of the Corporation on the nomination
 of the board of control, and the council shall not, in the
 absence of the nomination of the board of control, appoint
 any person a trustee without a vote of two-thirds of all the
 members of the council.

(4) All appointed trustees, other than those appointed Time of
appointment
 members of the first board of trustees, shall be appointed in
 the month of January in each year in which an appointment
 is to be made.

Qualifica-
tions and
term of
office

(5) Subject to subsections 2 and 6, the council of the Corporation may by by-law prescribe the conditions of eligibility for appointment to the board or boards of trustees and the term of office, but any trustee who is a member of the council ceases to be a trustee at the end of the year for which he is elected a member of the council or on such earlier date on which he may cease to be a member of the council.

Eligibility
of staff
R.S.O. 1960,
c. 322

(6) Except as provided by *The Public Hospitals Act* and the regulations thereunder, no member of the staff or employee of any hospital nor the husband or wife of a member or employee is eligible to be a trustee.

Vacancies

(7) Where from any cause the office of an appointed trustee becomes vacant prior to the expiration of his term of office, the council of the Corporation shall, without unnecessary delay and in the manner provided by subsection 3 and subject to any by-law passed pursuant to subsection 5, appoint a successor, and the person so appointed shall hold office for the remainder of the term of office of the trustee whose place he is appointed to fill.

Quorum

(8) A majority of each board of trustees constitutes a quorum.

Corporate
body and
name

(9) Each board of trustees is a corporation under such name as may be approved by the Lieutenant Governor in Council upon the petition of the council of the Corporation.

Estimates
for board
of control

(10) Each board of trustees shall, on or before the 31st day of December in each year, prepare and certify to the board of control, for the consideration and approval of the board of control and of the council of the Corporation, an estimate of the expenditures proposed to be made and an estimate of revenue in connection with each hospital during the next succeeding year.

Application
of
R.S.O. 1960,
c. 249, s. 206

(11) Subsection 2 of section 206 of *The Municipal Act* applies to the estimates referred to in subsection 10.

Levying
of rate

(12) The council of the Corporation shall, in each year, assess and levy by a special rate on the whole rateable property within the City of Ottawa a sum sufficient to provide for such of the expenditures set out in the estimates referred to in subsection 10 or in a special or a supplementary estimate as is approved by the council and not provided for by the estimate of revenue.

Powers
of Board

(13) The board of trustees of each hospital,

- (a) has charge of and supervision over the work of erecting, furnishing and equipping the hospital and over the performance of all contracts let by the council of the Corporation in connection therewith;
- (b) has control over, and the custody of, all property, both real and personal, belonging to, or used in connection with, the hospital and has power from time to time to sell or otherwise dispose of personal property valued at an amount not exceeding \$1,000 when no longer required for the purposes of the hospital;
- (c) may from time to time purchase supplies and may engage, fix the salaries and wages of, and pay, officers, servants and workmen for the purposes of the hospital, and may make all such expenditures and enter into all such contracts and agreements as may be necessary or convenient for such purposes, provided that no purchase of supplies, contract, agreement or expenditure may be made, or entered into, unless money shall have been appropriated by the council of the Corporation and is available for such purpose.

(14) It is the duty of each board of trustees to prepare specifications and to call for tenders for the construction, alteration and improvement of hospital buildings and the purchase of equipment and furniture therefor and to recommend to the board of control for submission to the council of the Corporation the award of contracts, and subsection 5 of section 206 of *The Municipal Act* applies to such tenders.

Duties of trustees re hospital buildings, equipment, etc.

R.S.O. 1960, c. 249

(15) Each board of trustees may enter into such agreements as may be necessary to provide pension or superannuation benefits for the employees of its hospital under a plan approved by the Hospital Services Commission of Ontario.

Pensions

(16) The Corporation, for the use, support and purposes of either hospital, and each board of trustees, for the use, support and purposes of its hospital, have power to purchase or otherwise acquire, take or receive by deed, gift, bequest, devise, or otherwise, any land or interest in land and any personal property without licence in mortmain, and all persons and corporations have full and unrestricted right and power to give, grant and bequeath to the Corporation or to a board of trustees any land or interest therein for such use, support or purpose and any moneys realized therefrom shall, subject to any covenants contained in the original gift, grant

Property

or bequest, be expended for such purposes as may be approved by the council of the Corporation on a recommendation of the board of trustees and the board of control.

Investments

(17) The Corporation and each board of trustees have power to sell and convert into money any real or personal property referred to in subsection 16 and any moneys realized may be invested in any securities, other than mortgage securities, in which a trustee is authorized to invest trust moneys under *The Trustee Act* with full power from time to time to call in and sell and vary such investments and to re-invest the proceeds and income thereof.

R.S.O. 1960,
c. 408

Grants

(18) Each board of trustees may, from time to time, enter into an agreement with any municipal corporation in Ontario for the payment by the latter of a grant or grants to the board towards the capital cost of constructing and equipping its hospital and every such corporation is hereby authorized to enter into such agreement with the board and to provide for and pay such grant.

Special
accounts

(19) All moneys received by each board of trustees or by any officer thereof for hospital use shall be deposited in a special account or special accounts to be kept in the name of the board of trustees in a chartered bank in the City of Ottawa, and all cheques drawn upon the account shall be signed by such officer or officers as the board of trustees may appoint for that purpose.

Board
deemed
local board
R.S.O. 1960,
cc. 98, 249

(20) Each board of trustees shall be deemed to be a local board, as defined in *The Department of Municipal Affairs Act*, for the purposes of section 228 of *The Municipal Act*.

Application
of
R.S.O. 1960,
c. 322

(21) *The Public Hospitals Act* applies to and governs each hospital and each board of trustees.

1952, c. 130,
s. 1, subs. 2
(1956, c. 112,
s. 1, subs. 2),
re-enacted

2.—(1) Subsection 2 of section 1 of *The City of Ottawa Act, 1952*, as re-enacted by subsection 2 of section 1 of *The City of Ottawa Act, 1956*, is repealed and the following substituted therefor:

Standard
of fitness of
dwelling

(2) The council of the Corporation may pass by-laws for fixing a standard of fitness for human habitation to which all dwellings shall conform, for requiring the owners of dwellings that do not conform to the standard to make them so conform, for requiring the owners of buildings, structures or erections that form part of dwellings and that do not conform to the standard to demolish all or any part thereof, for prohibiting the use of dwellings that do not conform

to the standard, for authorizing the placarding in such manner as the by-law may specify of dwellings that do not conform to the standard and prohibiting the pulling down or defacing of any such placard, for governing and regulating persons in the use and occupancy of dwellings, and for appointing a tribunal of inspectors or both a tribunal and inspectors for the administration and enforcement of the by-laws.

(2) Subsection 4 of the said section 1 is amended by striking out "5 per cent" in the fifth line and inserting in lieu thereof "6 per cent", so that the subsection shall read as follows:

- (4) When the Corporation has advanced money as provided in subsection 3, it shall have a lien upon the dwelling in respect of which the advance was made for the amount of the advance together with interest thereon at a rate to be fixed from time to time by the council, but which shall not exceed 6 per cent per annum, and the amount of the advance with the interest thereon shall be repayable to the Corporation by the owner of the dwelling in equal consecutive annual payments which shall be collected over a period of years to be determined by the council, which period shall not exceed ten years but need not be the same in the case of each advance, in the same manner and at the same time as the municipal taxes on the dwelling.

Lien for
advances
and
repayment

3. Clause *b* of section 5 of *The City of Ottawa Act, 1960* is amended by striking out "and" at the end of subclause ii, by adding "and" at the end of subclause iii and by adding thereto the following subclause:

1960, c. 161,
s. 5, cl. b,
amended

- (iv) revoking any licence or permit granted by the Corporation or the Director of Planning and Works of the Corporation.

4.—(1) Subject to the approval of the Ontario Municipal Board first being obtained, the council of the Corporation may pass by-laws for imposing upon the owners of high-rise or other buildings, as defined by the by-law, for the erection or enlargement of which a building permit was or is issued subsequent to the 2nd day of May, 1960, or of any class or classes of such buildings, that impose or may impose a heavy load on the sewer system or water system, or both, by reason of which expenditures are or may be required to provide additional sanitary or storm sewer or water supply capacity, which, in the opinion of the council, would not otherwise be

By-laws re
special
charges

required, a special charge or charges over and above all other rates and charges to pay for all or part of the cost of providing the additional capacity.

Application
of proceeds

(2) The proceeds of the charge or charges authorized by subsection 1 shall be used for the purpose therein referred to and not otherwise.

Charges
a lien on
land

(3) Any charge or charges imposed under subsection 1 are a lien upon the land on which the building is erected and may be collected in the same manner and with the same remedies as provided by *The Assessment Act* for the collection of real property taxes.


R.S.O. 1960,
c. 23

Appeal

(4) There shall be an appeal to the court of revision of the City of Ottawa from any charge or charges authorized by subsection 1 and the provisions with respect to appeals to the court of revision and section 51 of *The Local Improvement Act* shall apply *mutatis mutandis*.

R.S.O. 1960,
c. 223

Application
of section

(5) This section does not apply to single-family, double or duplex buildings. 

Election
not to be
deemed
invalid

5. Notwithstanding section 75 of *The Municipal Act*, the election held at Ottawa on the 5th day of December, 1960, for the offices of mayor, controller, alderman, public school trustee and separate school trustee and the taking of a vote relating to the extension of the municipal franchise and a vote relating to public games and sports on the Lord's Day shall not be deemed to be invalid by reason of the death of David L. Burgess, candidate for the office of controller, who died on the 30th day of November, 1960, and the erasure or obliteration of his name from the composite ballot used for the election and for the taking of the votes.

Commence-
ment

6. This Act comes into force on the day it receives Royal Assent.

Short title

7. This Act may be cited as *The City of Ottawa Act, 1960-61*.



1st Reading

December 12th, 1960

2nd Reading

3rd Reading

MR. MORROW

(Reprinted as amended by the
Committee on Private Bills)

BILL Pr28

2ND SESSION, 26TH LEGISLATURE, ONTARIO
9-10 ELIZABETH II, 1960-61

An Act respecting the City of Ottawa

MR. MORROW

BILL Pr28

1960-61

An Act respecting the City of Ottawa

WHEREAS The Corporation of the City of Ottawa, Preamble
 herein called the Corporation, by its petition has prayed
 for special legislation in respect of the matters hereinafter
 set forth; and whereas it is expedient to grant the prayer of
 the petition;

Therefore, Her Majesty, by and with the advice and consent
 of the Legislative Assembly of the Province of Ontario, enacts
 as follows:

1.—(1) The council of the Corporation may pass by-laws Establish-
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 for the establishment, erection, equipment, furnishing and
 maintenance of a hospital for the reception, care and treat-
 ment of persons affected with any kind of disability, disease
 or illness or of a hospital for convalescent persons, or both,
 on a site or sites selected or to be selected by the council and,
 on a vote of three-fourths of all the members of the council,
 for the issuance of debentures therefor without the assent of
 the electors qualified to vote on money by-laws.

(2) The management and control of each hospital esta- Board of
trustees
 blished under subsection 1, including the power of making
 appointments to the staff thereof, is vested in, and shall be
 exercised by, a board of trustees consisting of the Mayor of
 the City of Ottawa, such *ex officio* trustees as are required
 under *The Public Hospitals Act* and the regulations thereunder R.S.O. 1960,
c. 322
 and not fewer than eight nor more than eleven other trustees,
 of whom not more than three may be members of the council.

(3) The trustees, other than *ex officio* trustees, shall be Appoint-
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trustees
 appointed by the council of the Corporation on the nomination
 of the board of control, and the council shall not, in the
 absence of the nomination of the board of control, appoint
 any person a trustee without a vote of two-thirds of all the
 members of the council.

(4) All appointed trustees, other than those appointed Time of
appointment
 members of the first board of trustees, shall be appointed in
 the month of January in each year in which an appointment
 is to be made.

Qualifica-
tions and
term of
office

(5) Subject to subsections 2 and 6, the council of the Corporation may by by-law prescribe the conditions of eligibility for appointment to the board or boards of trustees and the term of office, but any trustee who is a member of the council ceases to be a trustee at the end of the year for which he is elected a member of the council or on such earlier date on which he may cease to be a member of the council.

Eligibility
of staff

R.S.O. 1960,
c. 322

(6) Except as provided by *The Public Hospitals Act* and the regulations thereunder, no member of the staff or employee of any hospital nor the husband or wife of a member or employee is eligible to be a trustee.

Vacancies

(7) Where from any cause the office of an appointed trustee becomes vacant prior to the expiration of his term of office, the council of the Corporation shall, without unnecessary delay and in the manner provided by subsection 3 and subject to any by-law passed pursuant to subsection 5, appoint a successor, and the person so appointed shall hold office for the remainder of the term of office of the trustee whose place he is appointed to fill.

Quorum

(8) A majority of each board of trustees constitutes a quorum.

Corporate
body and
name

(9) Each board of trustees is a corporation under such name as may be approved by the Lieutenant Governor in Council upon the petition of the council of the Corporation.

Estimates
for board
of control

(10) Each board of trustees shall, on or before the 31st day of December in each year, prepare and certify to the board of control, for the consideration and approval of the board of control and of the council of the Corporation, an estimate of the expenditures proposed to be made and an estimate of revenue in connection with each hospital during the next succeeding year.

Application
of

R.S.O. 1960,
c. 249, s. 206

(11) Subsection 2 of section 206 of *The Municipal Act* applies to the estimates referred to in subsection 10.

Levying
of rate

(12) The council of the Corporation shall, in each year, assess and levy by a special rate on the whole rateable property within the City of Ottawa a sum sufficient to provide for such of the expenditures set out in the estimates referred to in subsection 10 or in a special or a supplementary estimate as is approved by the council and not provided for by the estimate of revenue.

Powers
of Board

(13) The board of trustees of each hospital,

- (a) has charge of and supervision over the work of erecting, furnishing and equipping the hospital and over the performance of all contracts let by the council of the Corporation in connection therewith;
- (b) has control over, and the custody of, all property, both real and personal, belonging to, or used in connection with, the hospital and has power from time to time to sell or otherwise dispose of personal property valued at an amount not exceeding \$1,000 when no longer required for the purposes of the hospital;
- (c) may from time to time purchase supplies and may engage, fix the salaries and wages of, and pay, officers, servants and workmen for the purposes of the hospital, and may make all such expenditures and enter into all such contracts and agreements as may be necessary or convenient for such purposes, provided that no purchase of supplies, contract, agreement or expenditure may be made, or entered into, unless money shall have been appropriated by the council of the Corporation and is available for such purpose.

(14) It is the duty of each board of trustees to prepare specifications and to call for tenders for the construction, alteration and improvement of hospital buildings and the purchase of equipment and furniture therefor and to recommend to the board of control for submission to the council of the Corporation the award of contracts, and subsection 5 of section 206 of *The Municipal Act* applies to such tenders.

Duties of trustees re hospital buildings, equipment, etc.

R.S.O. 1960, c. 249

(15) Each board of trustees may enter into such agreements as may be necessary to provide pension or superannuation benefits for the employees of its hospital under a plan approved by the Hospital Services Commission of Ontario.

Pensions

(16) The Corporation, for the use, support and purposes of either hospital, and each board of trustees, for the use, support and purposes of its hospital, have power to purchase or otherwise acquire, take or receive by deed, gift, bequest, devise, or otherwise, any land or interest in land and any personal property without licence in mortmain, and all persons and corporations have full and unrestricted right and power to give, grant and bequeath to the Corporation or to a board of trustees any land or interest therein for such use, support or purpose and any moneys realized therefrom shall, subject to any covenants contained in the original gift, grant

Property

or bequest, be expended for such purposes as may be approved by the council of the Corporation on a recommendation of the board of trustees and the board of control.

Investments (17) The Corporation and each board of trustees have power to sell and convert into money any real or personal property referred to in subsection 16 and any moneys realized may be invested in any securities, other than mortgage securities, in which a trustee is authorized to invest trust moneys under *The Trustee Act* with full power from time to time to call in and sell and vary such investments and to re-invest the proceeds and income thereof.

R.S.O. 1960,
c. 408

Grants (18) Each board of trustees may, from time to time, enter into an agreement with any municipal corporation in Ontario for the payment by the latter of a grant or grants to the board towards the capital cost of constructing and equipping its hospital and every such corporation is hereby authorized to enter into such agreement with the board and to provide for and pay such grant.

Special accounts (19) All moneys received by each board of trustees or by any officer thereof for hospital use shall be deposited in a special account or special accounts to be kept in the name of the board of trustees in a chartered bank in the City of Ottawa, and all cheques drawn upon the account shall be signed by such officer or officers as the board of trustees may appoint for that purpose.

Board deemed local board (20) Each board of trustees shall be deemed to be a local board, as defined in *The Department of Municipal Affairs Act*, for the purposes of section 228 of *The Municipal Act*.

Application of (21) *The Public Hospitals Act* applies to and governs each hospital and each board of trustees.

R.S.O. 1960,
c. 322

1952, c. 130,
s. 1, subs. 2
(1956, c. 112,
s. 1, subs. 2),
re-enacted **2.—**(1) Subsection 2 of section 1 of *The City of Ottawa Act, 1952*, as re-enacted by subsection 2 of section 1 of *The City of Ottawa Act, 1956*, is repealed and the following substituted therefor:

Standard of fitness of dwelling

(2) The council of the Corporation may pass by-laws for fixing a standard of fitness for human habitation to which all dwellings shall conform, for requiring the owners of dwellings that do not conform to the standard to make them so conform, for requiring the owners of buildings, structures or erections that form part of dwellings and that do not conform to the standard to demolish all or any part thereof, for prohibiting the use of dwellings that do not conform

to the standard, for authorizing the placarding in such manner as the by-law may specify of dwellings that do not conform to the standard and prohibiting the pulling down or defacing of any such placard, for governing and regulating persons in the use and occupancy of dwellings, and for appointing a tribunal of inspectors or both a tribunal and inspectors for the administration and enforcement of the by-laws.

(2) Subsection 4 of the said section 1 is amended by striking out "5 per cent" in the fifth line and inserting in lieu thereof ^{1952, c. 130, s. 1, subs. 4, amended} "6 per cent", so that the subsection shall read as follows:

- (4) When the Corporation has advanced money as provided in subsection 3, it shall have a lien upon the dwelling in respect of which the advance was made for the amount of the advance together with interest thereon at a rate to be fixed from time to time by the council, but which shall not exceed 6 per cent per annum, and the amount of the advance with the interest thereon shall be repayable to the Corporation by the owner of the dwelling in equal consecutive annual payments which shall be collected over a period of years to be determined by the council, which period shall not exceed ten years but need not be the same in the case of each advance, in the same manner and at the same time as the municipal taxes on the dwelling. ^{Lien for advances and repayment}

3. Clause *b* of section 5 of *The City of Ottawa Act, 1960* is ^{1960, c. 161, s. 5, cl. 6, amended} amended by striking out "and" at the end of subclause ii, by adding "and" at the end of subclause iii and by adding thereto the following subclause:

- (iv) revoking any licence or permit granted by the Corporation or the Director of Planning and Works of the Corporation.

4.—(1) Subject to the approval of the Ontario Municipal Board first being obtained, the council of the Corporation may pass by-laws for imposing upon the owners of high-rise or other buildings, as defined by the by-law, for the erection or enlargement of which a building permit was or is issued subsequent to the 2nd day of May, 1960, or of any class or classes of such buildings, that impose or may impose a heavy load on the sewer system or water system, or both, by reason of which expenditures are or may be required to provide additional sanitary or storm sewer or water supply capacity, which, in the opinion of the council, would not otherwise be ^{By-laws re special charges}

required, a special charge or charges over and above all other rates and charges to pay for all or part of the cost of providing the additional capacity.

Application
of proceeds

(2) The proceeds of the charge or charges authorized by subsection 1 shall be used for the purpose therein referred to and not otherwise.

Charges
a lien on
land

(3) Any charge or charges imposed under subsection 1 are a lien upon the land on which the building is erected and may be collected in the same manner and with the same remedies as provided by *The Assessment Act* for the collection of real property taxes.

R.S.O. 1960,
c. 23

Appeal

(4) There shall be an appeal to the court of revision of the City of Ottawa from any charge or charges authorized by subsection 1 and the provisions with respect to appeals to the court of revision and section 51 of *The Local Improvement Act* shall apply *mutatis mutandis*.

R.S.O. 1960,
c. 223

Application
of section

(5) This section does not apply to single-family, double or duplex buildings.

Election
not to be
deemed
invalid

5. Notwithstanding section 75 of *The Municipal Act*, the election held at Ottawa on the 5th day of December, 1960, for the offices of mayor, controller, alderman, public school trustee and separate school trustee and the taking of a vote relating to the extension of the municipal franchise and a vote relating to public games and sports on the Lord's Day shall not be deemed to be invalid by reason of the death of David L. Burgess, candidate for the office of controller, who died on the 30th day of November, 1960, and the erasure or obliteration of his name from the composite ballot used for the election and for the taking of the votes.

Commence-
ment

6. This Act comes into force on the day it receives Royal Assent.

Short title

7. This Act may be cited as *The City of Ottawa Act, 1960-61*.

An Act respecting
the City of Ottawa

1st Reading

December 12th, 1960

2nd Reading

March 24th, 1961

3rd Reading

March 29th, 1961

Mr. MORROW

BILL Pr29

2ND SESSION, 26TH LEGISLATURE, ONTARIO
9-10 ELIZABETH II, 1960-61

An Act respecting the Town of Leaside

MR. BECKETT

(PRIVATE BILL)

BILL Pr29

1960-61

An Act respecting the Town of Leaside

WHEREAS The Corporation of the Town of Leaside, Preamble
 herein called the Corporation, by its petition has prayed
 for special legislation in respect of the matters hereinafter
 set forth; and whereas it is expedient to grant the prayer of
 the petition;

Therefore, Her Majesty, by and with the advice and consent
 of the Legislative Assembly of the Province of Ontario, enacts
 as follows:

1.—(1) Notwithstanding section 59 of *The Local Improve-* Municipal
ment Act, all lands within Plan M-736, filed in the office of land not
 land titles at Toronto, that are owned by the Corporation assessed
 shall not be specially assessed for local improvements under for local
The Local Improvement Act. improve-
ments
R.S.O. 1950,
c. 215

(2) Subject to subsection 3, the portion of the cost of any Special
 local improvement work that would, but for subsection 1, be inter-
 specially assessed against lands owned by the Corporation sections
 shall, subject to section 28 of *The Local Improvement Act*,
 be specially assessed upon the remaining lands within the
 said Plan M-736 by an equal special rate per foot on frontage
 upon the highways within the said Plan M-736.

(3) Where lands shown as one or more blocks on the said Subdivision
 Plan M-736, of blocks
on Plan
M-736

- (a) become subdivided in whole or in part before the
 passing of a by-law providing for the undertaking
 of a local improvement work, the by-law may define
 such subdivided lands or any part thereof as an area
 and provide that the special assessments that would
 have been assessed against the lands in the area
 under subsection 2 and under *The Local Improve-*
ment Act, including any assessments that would
 otherwise become part of the Corporation's share
 by reason of any new street provided for in such
 subdivision, shall be assessed and levied on the rate-
 able property in the area; or

- (b) become subdivided in whole or in part after the passing of a by-law providing for the undertaking of a local improvement work, the provisions of section 37a of *The Local Improvement Act* apply *mutatis mutandis*.
- R.S.O. 1950,
c. 215
- Commence-
ment **2.** This Act shall be deemed to have come into force on the 21st day of February, 1958.
- Short title **3.** This Act may be cited as *The Town of Leaside Act, 1960-61*.

1st Reading

2nd Reading

3rd Reading

MR. BECKETT

(*Private Bill*)

BILL Pr29

2ND SESSION, 26TH LEGISLATURE, ONTARIO
9-10 ELIZABETH II, 1960-61

An Act respecting the Town of Leaside

MR. BECKETT

(Reprinted as amended by the Committee on Private Bills)

BILL Pr29

1960-61

An Act respecting the Town of Leaside

WHEREAS The Corporation of the Town of Leaside, Preamble
 herein called the Corporation, by its petition has prayed
 for special legislation in respect of the matters hereinafter
 set forth; and whereas it is expedient to grant the prayer of
 the petition;

Therefore, Her Majesty, by and with the advice and consent
 of the Legislative Assembly of the Province of Ontario, enacts
 as follows:

1.—(1) Notwithstanding section 62 of *The Local Improve-* Municipal
land not
assessed
for local
improve-
ments
R.S.O. 1960,
c. 223
ment Act, all lands within Plan M-736, filed in the office of
 land titles at Toronto, that are owned by the Corporation
 shall not be specially assessed for local improvements under
The Local Improvement Act.

(2) Subject to subsection 3, the portion of the cost of any Special
inter-
sections
 local improvement work that would, but for subsection 1, be
 specially assessed against lands owned by the Corporation
 shall, subject to section 28 of *The Local Improvement Act*,
 be specially assessed upon the remaining lands within the
 said Plan M-736 by an equal special rate per foot on frontage
 upon the highways within the said Plan M-736.

(3) Where lands shown as one or more blocks on the said Subdivision
of blocks
on Plan
M-736
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 of a local improvement work, the by-law may define
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 and provide that the special assessments that would
 have been assessed against the lands in the area
 under subsection 2 and under *The Local Improve-*
ment Act, including any assessments that would
 otherwise become part of the Corporation's share
 by reason of any new street provided for in such
 subdivision, shall be assessed and levied on the rate-
 able property in the area; or

- (b) become subdivided in whole or in part after the passing of a by-law providing for the undertaking of a local improvement work, the provisions of section 39 of *The Local Improvement Act* apply *mutatis mutandis*.

R.S.O. 1960,
c. 223

Filling of
vacancy on
Board of
Education
R.S.O. 1960,
c. 362

2.—(1) Notwithstanding *The Secondary Schools and Boards of Education Act*, a majority of the members of The Board of Education for the Town of Leaside shall, at its first regular meeting after this Act comes into force, elect some qualified person to fill the vacancy now existing and the person so elected shall hold office until his successor is elected and a new board is organized and in the case of an equality of votes the chairman of the meeting has a second or casting vote.

Board
deemed
properly
constituted

(2) Notwithstanding the vacancy in the membership of the Board before this Act comes into force, the Board shall be deemed to have been properly organized and constituted.

Commence-
ment

3.—(1) This Act, except section 1, comes into force on the day it receives Royal Assent.

Idem

(2) Section 1 shall be deemed to have come into force on the 21st day of February, 1958.

Short title

4. This Act may be cited as *The Town of Leaside Act, 1960-61*.

An Act respecting
the Town of Leaside

1st Reading

December 1st, 1960

2nd Reading

3rd Reading

MR. BECKETT

(*Reprinted as amended by the
Committee on Private Bills*)

BILL Pr29

2ND SESSION, 26TH LEGISLATURE, ONTARIO
9-10 ELIZABETH II, 1960-61

An Act respecting the Town of Leaside

MR. BECKETT

BILL Pr29

1960-61

An Act respecting the Town of Leaside

WHEREAS The Corporation of the Town of Leaside, Preamble
 herein called the Corporation, by its petition has prayed
 for special legislation in respect of the matters hereinafter
 set forth; and whereas it is expedient to grant the prayer of
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 as follows:

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The Local Improvement Act. improve-
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c. 223

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 local improvement work that would, but for subsection 1, be inter-
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 shall, subject to section 28 of *The Local Improvement Act*,
 be specially assessed upon the remaining lands within the
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 upon the highways within the said Plan M-736.

(3) Where lands shown as one or more blocks on the said Subdivision
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M-736

- (a) become subdivided in whole or in part before the
 passing of a by-law providing for the undertaking
 of a local improvement work, the by-law may define
 such subdivided lands or any part thereof as an area
 and provide that the special assessments that would
 have been assessed against the lands in the area
 under subsection 2 and under *The Local Improve-*
ment Act, including any assessments that would
 otherwise become part of the Corporation's share
 by reason of any new street provided for in such
 subdivision, shall be assessed and levied on the rate-
 able property in the area; or

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R.S.O. 1960,
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Board
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(2) Notwithstanding the vacancy in the membership of the Board before this Act comes into force, the Board shall be deemed to have been properly organized and constituted.

Commence-
ment

3.—(1) This Act, except section 1, comes into force on the day it receives Royal Assent.

Idem

(2) Section 1 shall be deemed to have come into force on the 21st day of February, 1958.

Short title

4. This Act may be cited as *The Town of Leaside Act, 1960-61*.

An Act respecting
the Town of Leaside

1st Reading

December 1st, 1960

2nd Reading

January 30th, 1961

3rd Reading

February 13th, 1961

MR. BECKETT

BILL Pr30

2ND SESSION, 26TH LEGISLATURE, ONTARIO
9-10 ELIZABETH II, 1960-61

An Act respecting the City of Toronto

MR. COWLING

(PRIVATE BILL)

Bill Pr30

1960-61

An Act respecting the City of Toronto

WHEREAS The Corporation of the City of Toronto, Preamble
 herein called the Corporation, by its petition has prayed
 for special legislation in respect of the matters hereinafter set
 forth; and whereas it is expedient to grant the prayer of the
 petition;

Therefore, Her Majesty, by and with the advice and consent
 of the Legislative Assembly of the Province of Ontario, enacts
 as follows:

1.—(1) The council of the Corporation may pass by-laws Payment of tax instalments before the tax levy
 for requiring the payment of taxes in such instalments as the
 council may determine and by any days named in the by-law,
 which days may be before as well as after the day on which
 the taxes for the current year are levied.

(2) A by-law under this section may provide for the issue Idem
 of a preliminary tax bill or demand with respect to each
 property for payment for a total amount not exceeding an
 amount that a levy at the rate of 55 per cent of the tax rates
 in the previous year expressed in mills applied to the assess-
 ment of the property for taxation in the current year would
 produce.

(3) The total amount payable by the preliminary tax bill Amount of preliminary bill credited
 with respect to each property shall be applied in reduction
 of the total taxes levied against such property for the current
 year.

(4) A by-law under this section shall impose a percentage Penalties for non-payment
 charge, as a penalty for non-payment of any instalment, not
 exceeding one-half of 1 per cent on the first day of default and
 one-half of 1 per cent on the first day of each calendar month
 thereafter in which default continues to the end of the current
 year.

Discount
for payment
in advance

(5) A by-law under this section may provide for an allowance by way of discount or for allowing interest on the amount of any taxes paid in advance of the instalment date named in the by-law for the payment of such amount at a rate not exceeding 6 per cent per annum.

Application
to
commission

(6) A by-law under this section,

R.S.O. 1960,
o. 23

(a) applies to each commission as defined in section 43 of *The Assessment Act*;

When by-law
to come into
effect

(b) does not have effect before the 1st day of January, 1962, and shall remain in force from year to year until repealed or amended.

Validation
of grant to
Tunnel
Tragedy
Fund

2. The grant of \$2,000 made in the year 1960 by the Corporation to the Tunnel Tragedy Fund is hereby authorized, validated and confirmed.

Authority
to acquire
land and
buildings
for housing
accom-
modation

3. The council of the Corporation may pass by-laws to provide housing accommodation and for that purpose may,

- (a) purchase, lease or acquire land and buildings within the municipality;
- (b) alter, repair, equip, manage and maintain such land and buildings;
- (c) lease such land and buildings on such terms and conditions and to such persons or classes of persons as council may decide;
- (d) authorize the Housing Authority of Toronto to manage, operate and maintain such land and buildings.

Night-time
parking on
city streets

4.—(1) The council of the Corporation may by by-law,

- (a) allow the parking of motor vehicles, excluding trucks and vehicles used for hire, on designated public highways or parts of highways during specified night-time hours to the owners of such vehicles pursuant to permits issued by an official named in the by-law;
- (b) charge such fee as the council may decide for the privilege of parking for such periods and during such times as the by-law provides;
- (c) provide for cancelling the permits and refunding the unexpired portion of the fee;

- (d) prohibit the parking of all motor vehicles on such designated public highways or parts of highways during such specified night-time hours except with a permit issued pursuant to the by-law.

(2) The net revenue derived from the operation of such night-time parking shall be paid into a reserve fund and applied as set out in clause f of paragraph 67 of section 377 of *The Municipal Act*. Reserve fund
R.S.O. 1960,
c. 249

(3) A by-law under this section may provide a procedure for the voluntary payment of penalties in cases where it is alleged that the parking provisions of the by-law have been contravened, and the owner of the motor vehicle shall incur the penalties provided for any violation unless, at the time of the violation, the motor vehicle was in the possession of some person other than the owner or his chauffeur without the owner's consent. Enforce-
ment

(4) Part XXI of *The Municipal Act* applies to a by-law under this section. Application
of R.S.O.
1960, c. 249

5. The council of the Corporation may by by-law, passed by a vote of at least two-thirds of the members of the council present, provide that the ordinary meetings of any or all committees, boards, associations or organizations named in the by-law, any of the members of which are appointed by the council and in which the Corporation has a financial interest, but exclusive of hospital boards, shall be open and that no person shall be excluded therefrom except for improper conduct. Open
meetings
of boards
where any
members
appointed
by council

6.—(1) The council of the Corporation may pass by-laws prohibiting the erection or alteration of buildings or structures, including additions, appendages and appurtenances thereto, or any class or classes thereof, within any defined area or areas or upon land abutting on any defined highway or part of a highway unless a certificate of approval of the plans and specifications of the external design thereof has first been applied for and obtained from an architectural review committee constituted as hereinafter provided. Regulation
of external
design of
buildings
by
architectural
review
committee

(2) A by-law passed under subsection 1 or a by-law amending or repealing such by-law does not come into force without the approval of the Ontario Municipal Board. Approval of
Municipal
Board

(3) Part XXI of *The Municipal Act* applies to a by-law under this section. Application
of R.S.O.
1960, c. 249

(4) The architectural review committee shall consist of the Commissioner of Buildings and Development, the Commissioner of City Planning and three members of the Toronto Chapter of the Ontario Association of Architects. Composition
of committee

- Quorum (5) A majority of the members of the committee constitutes a quorum.
- Chairman (6) The members of the committee shall elect one of themselves as chairman and, when the chairman is absent through illness or otherwise, the committee may appoint another member to act as chairman *pro tempore*.
- Secretary (7) The committee shall appoint a secretary, who may be a member of the committee.
- Decision (8) No decision of the committee is valid unless it is concurred in by a majority of the members of the committee that heard the application.
- Matters considered (9) In making its decisions, the committee may consider such matters as colour, type of construction and materials, height, bulk, massing, location, size, floor area, spacing, distance from lot lines, character, scale and proportion, fenestration, proposed use of and landscaping of lands around the building, structure, addition, appendage or appurtenance, as well as the location of the site in relation to existing nearby buildings and structures and the respective purposes for which they are used and generally the development of the surrounding area.
- Refusal of certificates (10) No permit for the erection or alteration of any building or structure, or any addition, appendage or appurtenance thereto, to which a by-law passed under subsection 1 applies, shall be issued under any by-law heretofore or hereafter passed by the council unless the applicant for such permit has first obtained a certificate from the committee, but the refusal by the committee of a certificate is subject to the approval of the council.
- Appeal to Municipal Board (11) Where a certificate is refused by the committee and such refusal is approved by the council, or where the council or the committee refuses or neglects to make a decision on an application for a certificate within one month after the receipt of the plans and specifications by the Commissioner of Buildings and Development, the applicant may appeal to the Ontario Municipal Board, and the Board shall hear the appeal and dismiss the same or direct that the certificate be issued.
- Prohibiting trailers 7. The council of the Corporation may pass by-laws for prohibiting the use, and for prohibiting the owner or lessee of any trailer from permitting the use, of any trailer for the living, sleeping or eating accommodation of persons within the municipality or one or more defined areas thereof.

- (a) In this section, "trailer" means any vehicle so constructed that it is suitable for being attached to a motor vehicle for the purpose of being drawn or propelled by the motor vehicle, and capable of being used for the living, sleeping or eating accommodation of persons, notwithstanding that such vehicle is jacked-up or that its running gear is removed. Interpretation
- (b) A by-law passed under this section may be made to apply to any trailer whether or not such trailer was used as a trailer before the by-law was passed. Application of by-law
- (c) Part XXI of *The Municipal Act* applies to a by-law under this section. Application of R.S.O. 1960, c. 249
- (d) For the purpose of a by-law under this section, a trailer shall be deemed to be in use on every day it is located in the municipality or in the defined area or areas, but this section does not apply where the trailer is located in the municipality or in the defined area or areas only for the purpose of sale or storage or for the accommodation of workmen only at a construction project during the course of construction. Use

8.—(1) A by-law of the council of the Corporation for acquiring, establishing, laying out and improving land, buildings, and structures where vehicles may be parked, and for erecting buildings or structures for the parking of vehicles may provide, with the approval of the Ontario Municipal Board, that the capital cost thereof, or any part thereof, shall be levied against the lands in one or more defined areas in the municipality, which, in the opinion of the council, derive special benefit therefrom, and in that case the by-law shall have appended thereto a schedule establishing the portion of the cost that shall be levied against each parcel of land in the defined area or areas. Levy of parking lot cost against defined area

(2) The capital cost or part thereof chargeable to lands in the defined area or areas shall be apportioned in the same ratio as the assessment of each parcel bears to the total assessment of the parcels in the defined area or areas, or as the valuation for assessment of each parcel of land exclusive of buildings bears to the total valuation for assessment of all the parcels of land exclusive of buildings in the defined area or areas, or shall be charged at a special rate per foot frontage on the streets in the defined area or areas, exclusive of flankages. Apportionment of cost

Reduction
of charge

(3) Where the council is of the opinion that any parcel of land is not benefited from the establishment of the parking lot to the same extent as other parcels within the defined area, the council may, in the by-law levying the cost, exempt such parcel from the levy or make a reduction in the amount of the cost that would otherwise be levied against that parcel.

Notice

(4) Where the capital cost, or part thereof, is to be levied as provided herein, the council shall give notice of its application to the Ontario Municipal Board for approval of the by-law to the assessed owner of each parcel of land in the defined area or areas and such notice shall include that part of the by-law that shows the portion of the cost levied against each parcel of land.

Commuta-
tion of
special rates

(5) The council may also by general by-law or by a by-law applicable to the particular project prescribe the terms and conditions upon which persons whose lots are specially charged may commute for a payment in cash the special rates imposed thereon.

Recovery of
charges

(6) The charge levied against each parcel of land is payable in annual amounts over such number of years as the council may provide and is a lien on such parcel and may be recovered in the same manner as real property taxes may be recovered.

Petition
against

(7) The Ontario Municipal Board shall not approve the by-law if a petition objecting to the levy of the capital cost or part thereof against a defined area or areas signed by at least two-thirds of the assessed owners representing at least one-half of the assessed value of the land in the area or the total of the areas, as the case may be, is filed with the Board at or prior to the hearing of the application.

Election
for office
of controller,
action of
returning
officer
confirmed

9. On account of the death of a candidate for the office of controller, the action of the returning officer for the City of Toronto municipal election for the years 1961 and 1962 in fixing the 28th day of November, 1960, as the new day for nomination of candidates for that office and in fixing the 5th day of December, 1960, as the day for polling the votes of the electors for that office, is legal and valid.

Commence-
ment

10. This Act comes into force on the day it receives Royal Assent.

Short title

11. This Act may be cited as *The City of Toronto Act, 1960-61*.

1st Reading

December 12th, 1960

2nd Reading

3rd Reading

MR. COWLING

(*Private Bill*)

BILL Pr30

2ND SESSION, 26TH LEGISLATURE, ONTARIO
9-10 ELIZABETH II, 1960-61

An Act respecting the City of Toronto

MR. COWLING

(Reprinted as amended by the Committee on Private Bills)

Bill Pr30

1960-61

An Act respecting the City of Toronto

WHEREAS The Corporation of the City of Toronto, Preamble
 herein called the Corporation, by its petition has prayed
 for special legislation in respect of the matters hereinafter set
 forth; and whereas it is expedient to grant the prayer of the
 petition;

Therefore, Her Majesty, by and with the advice and consent
 of the Legislative Assembly of the Province of Ontario, enacts
 as follows:

1. The grant of \$2,000 made in the year 1960 by the Corporation to the Tunnel Tragedy Fund is hereby authorized, Validation of grant to Tunnel Tragedy Fund
 validated and confirmed.

2. The council of the Corporation may pass by-laws to Authority to acquire land and buildings for housing accom-
 provide housing accommodation for persons who are or may be
in need of public assistance and for that purpose may, modation

- (a) purchase, lease or acquire land and buildings within the municipality;
- (b) alter, repair, equip, manage and maintain such land and buildings;
- (c) lease such land and buildings on such terms and conditions and to such persons or classes of persons as the council may decide;
- (d) authorize the Housing Authority of Toronto to manage, operate and maintain such land and buildings.

3.—(1) Subject to the approval of the Department of Night-time parking on city streets
Transport, the council of the Corporation may by by-law,

- (a) allow the parking of motor vehicles, excluding trucks and vehicles used for hire, on designated public

highways or parts of highways during specified night-time hours to the owners of such vehicles pursuant to permits issued by an official named in the by-law;

- (b) charge such fee as the council may decide for the privilege of parking for such periods and during such times as the by-law provides;
- (c) provide for cancelling the permits and refunding the unexpired portion of the fee;
- (d) prohibit the parking of all motor vehicles on such designated public highways or parts of highways during such specified night-time hours except with a permit issued pursuant to the by-law.

Petition of
municipal
electors

(2) No by-law passed under this section shall apply to any highway or part of a highway except upon a petition of two-thirds of all the persons who at the date of the petition were municipal electors in respect of the land abutting on the highway or the part of the highway.

Reserve
fund

(3) The net revenue derived from the operation of such night-time parking shall be paid into a reserve fund and applied as set out in clause f of paragraph 67 of section 377 of *The Municipal Act*.

R.S.O. 1960,
c. 249

Enforce-
ment

(4) A by-law under this section may provide a procedure for the voluntary payment of penalties in cases where it is alleged that the parking provisions of the by-law have been contravened, and the owner of the motor vehicle shall incur the penalties provided for any violation unless, at the time of the violation, the motor vehicle was in the possession of some person other than the owner or his chauffeur without the owner's consent.

Application
of R.S.O.
1960, c. 249

(5) Part XXI of *The Municipal Act* applies to a by-law under this section.

Levy of
parking lot
cost against
defined area

4.—(1) A by-law of the council of the Corporation for acquiring, establishing, laying out and improving land, buildings, and structures where vehicles may be parked, and for erecting buildings or structures for the parking of vehicles may provide, with the approval of the Ontario Municipal Board, that the capital cost thereof, or any part thereof, shall be levied against the lands in one or more defined areas in the municipality, which, in the opinion of the council, derive special benefit therefrom, and in that case the by-law shall have appended thereto a schedule establishing the portion of the cost that shall be levied against each parcel of land in the defined area or areas.

(2) The capital cost or part thereof chargeable to lands in the defined area or areas shall be apportioned in the same ratio as the assessment of each parcel bears to the total assessment of the parcels in the defined area or areas, or as the valuation for assessment of each parcel of land exclusive of buildings bears to the total valuation for assessment of all the parcels of land exclusive of buildings in the defined area or areas, or shall be charged at a special rate per foot frontage on the streets in the defined area or areas, exclusive of flankages. Apportionment of cost

(3) Where the council is of the opinion that any parcel of land is not benefited from the establishment of the parking lot to the same extent as other parcels within the defined area, the council may, in the by-law levying the cost, exempt such parcel from the levy or make a reduction in the amount of the cost that would otherwise be levied against that parcel. Reduction of charge

(4) Where the capital cost, or part thereof, is to be levied as provided herein, the council shall give notice of its application to the Ontario Municipal Board for approval of the by-law to the assessed owner of each parcel of land in the defined area or areas and such notice shall include that part of the by-law that shows the portion of the cost levied against each parcel of land. Notice

(5) The council may also by general by-law or by a by-law applicable to the particular project prescribe the terms and conditions upon which persons whose lots are specially charged may commute for a payment in cash the special rates imposed thereon. Commutation of special rates

(6) The charge levied against each parcel of land is payable in annual amounts over such number of years as the council may provide and is a lien on such parcel and may be recovered in the same manner as real property taxes may be recovered. Recovery of charges

(7) The Ontario Municipal Board shall not approve the by-law if a petition objecting to the levy of the capital cost or part thereof against a defined area or areas signed by at least two-thirds of the assessed owners representing at least one-half of the assessed value of the land in the area or the total of the areas, as the case may be, is filed with the Board at or prior to the hearing of the application. Petition against

(8) There shall be an appeal to the court of revision constituted for the City of Toronto from any rate or charge or any exemption or reduction of any rate or charge under this section, and sections 43 to 51 of *The Local Improvement Act* shall apply *mutatis mutandis*. Appeal
R.S.O. 1960,
c. 223

Election
for office
of controller,
action of
returning
officer
confirmed

5. On account of the death of a candidate for the office of controller, the action of the returning officer for the City of Toronto municipal election for the years 1961 and 1962 in fixing the 28th day of November, 1960, as the new day for nomination of candidates for that office and in fixing the 5th day of December, 1960, as the day for polling the votes of the electors for that office, is legal and valid.

Commence-
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An Act respecting
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1st Reading

December 12th, 1960

2nd Reading

3rd Reading

MR. COWLING

(Reprinted as amended by the
Committee on Private Bills)

BILL Pr30

2ND SESSION, 26TH LEGISLATURE, ONTARIO
9-10 ELIZABETH II, 1960-61

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MR. COWLING

Bill Pr30

1960-61

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1. The grant of \$2,000 made in the year 1960 by the Corporation to the Tunnel Tragedy Fund is hereby authorized, Validation of grant to Tunnel Tragedy Fund
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2. The council of the Corporation may pass by-laws to Authority to acquire land and buildings for housing accom-
 provide housing accommodation for persons who are or may be modation
 in need of public assistance and for that purpose may,

- (a) purchase, lease or acquire land and buildings within the municipality;
- (b) alter, repair, equip, manage and maintain such land and buildings;
- (c) lease such land and buildings on such terms and conditions and to such persons or classes of persons as the council may decide;
- (d) authorize the Housing Authority of Toronto to manage, operate and maintain such land and buildings.

3.—(1) Subject to the approval of the Department of Night-time parking on city streets
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- (a) allow the parking of motor vehicles, excluding trucks and vehicles used for hire, on designated public

- highways or parts of highways during specified night-time hours to the owners of such vehicles pursuant to permits issued by an official named in the by-law;
- (b) charge such fee as the council may decide for the privilege of parking for such periods and during such times as the by-law provides;
- (c) provide for cancelling the permits and refunding the unexpired portion of the fee;
- (d) prohibit the parking of all motor vehicles on such designated public highways or parts of highways during such specified night-time hours except with a permit issued pursuant to the by-law.

Petition of
municipal
electors

(2) No by-law passed under this section shall apply to any highway or part of a highway except upon a petition of two-thirds of all the persons who at the date of the petition were municipal electors in respect of the land abutting on the highway or the part of the highway.

Reserve
fund

(3) The net revenue derived from the operation of such night-time parking shall be paid into a reserve fund and applied as set out in clause *f* of paragraph 67 of section 377 of *The Municipal Act*.

R.S.O. 1960,
c. 249

Enforce-
ment

(4) A by-law under this section may provide a procedure for the voluntary payment of penalties in cases where it is alleged that the parking provisions of the by-law have been contravened, and the owner of the motor vehicle shall incur the penalties provided for any violation unless, at the time of the violation, the motor vehicle was in the possession of some person other than the owner or his chauffeur without the owner's consent.

Application
of R.S.O.
1960, c. 249

(5) Part XXI of *The Municipal Act* applies to a by-law under this section.

Levy of
parking lot
cost against
defined area

4.—(1) A by-law of the council of the Corporation for acquiring, establishing, laying out and improving land, buildings, and structures where vehicles may be parked, and for erecting buildings or structures for the parking of vehicles may provide, with the approval of the Ontario Municipal Board, that the capital cost thereof, or any part thereof, shall be levied against the lands in one or more defined areas in the municipality, which, in the opinion of the council, derive special benefit therefrom, and in that case the by-law shall have appended thereto a schedule establishing the portion of the cost that shall be levied against each parcel of land in the defined area or areas.

(2) The capital cost or part thereof chargeable to lands in the defined area or areas shall be apportioned in the same ratio as the assessment of each parcel bears to the total assessment of the parcels in the defined area or areas, or as the valuation for assessment of each parcel of land exclusive of buildings bears to the total valuation for assessment of all the parcels of land exclusive of buildings in the defined area or areas, or shall be charged at a special rate per foot frontage on the streets in the defined area or areas, exclusive of flank-ages. ^{Apportionment of cost}

(3) Where the council is of the opinion that any parcel of land is not benefited from the establishment of the parking lot to the same extent as other parcels within the defined area, the council may, in the by-law levying the cost, exempt such parcel from the levy or make a reduction in the amount of the cost that would otherwise be levied against that parcel. ^{Reduction of charge}

(4) Where the capital cost, or part thereof, is to be levied as provided herein, the council shall give notice of its application to the Ontario Municipal Board for approval of the by-law to the assessed owner of each parcel of land in the defined area or areas and such notice shall include that part of the by-law that shows the portion of the cost levied against each parcel of land. ^{Notice}

(5) The council may also by general by-law or by a by-law applicable to the particular project prescribe the terms and conditions upon which persons whose lots are specially charged may commute for a payment in cash the special rates imposed thereon. ^{Commutation of special rates}

(6) The charge levied against each parcel of land is payable in annual amounts over such number of years as the council may provide and is a lien on such parcel and may be recovered in the same manner as real property taxes may be recovered. ^{Recovery of charges}

(7) The Ontario Municipal Board shall not approve the by-law if a petition objecting to the levy of the capital cost or part thereof against a defined area or areas signed by at least two-thirds of the assessed owners representing at least one-half of the assessed value of the land in the area or the total of the areas, as the case may be, is filed with the Board at or prior to the hearing of the application. ^{Petition against}

(8) There shall be an appeal to the court of revision constituted for the City of Toronto from any rate or charge or any exemption or reduction of any rate or charge under this section, and sections 43 to 51 of *The Local Improvement Act* shall apply *mutatis mutandis*. ^{R.S.O. 1960, c. 223} ^{Appeal}

Election
for office
of controller,
action of
returning
officer
confirmed

5. On account of the death of a candidate for the office of controller, the action of the returning officer for the City of Toronto municipal election for the years 1961 and 1962 in fixing the 28th day of November, 1960, as the new day for nomination of candidates for that office and in fixing the 5th day of December, 1960, as the day for polling the votes of the electors for that office, is legal and valid.

Commence-
ment

6. This Act comes into force on the day it receives Royal Assent.

Short title

7. This Act may be cited as *The City of Toronto Act, 1960-61*.

1st Reading

December 12th, 1960

2nd Reading

March 1st, 1961

3rd Reading

March 16th, 1961

MR. COWLING

BILL Pr31

2ND SESSION, 26TH LEGISLATURE, ONTARIO
9-10 ELIZABETH II, 1960-61

An Act respecting the County of Ontario

MR. THOMAS

(PRIVATE BILL)

BILL Pr31

1960-61

An Act respecting the County of Ontario

WHEREAS The Corporation of the County of Ontario, Preamble
 herein called the Corporation, by its petition has represented that the Corporation passed By-law No. 2057 of the County of Ontario for the purpose of assuming the outstanding debenture debt as of the 1st day of January, 1961, incurred for the purpose of granting aid to public hospitals by municipalities forming part of the County of Ontario for municipal purposes; and whereas there appears to be no specific authority for passing such by-law; and whereas the petitioner has prayed for special legislation validating and confirming By-law No. 2057; and whereas it is expedient to grant the prayer of the petition;

Therefore, Her Majesty, by and with the advice and consent of the Legislative Assembly of the Province of Ontario, enacts as follows:

1. By-law No. 2057 of the Corporation, set forth as the Schedule hereto, is hereby validated and confirmed and declared to be legal, valid and binding upon the Corporation, the municipalities forming part of the County of Ontario for municipal purposes and the ratepayers thereof from the date of the passing of such by-law. By-law re aid to hospitals, validated

2. A municipal rate levied for the purpose of By-law No. 2057 shall be levied upon the full value of all the rateable property in the municipality, and no fixed assessment or partial or total exemption from assessment or taxation shall apply thereto, except as provided in section 4 of *The Assessment Act*. Rate to be levied in all rateable property R.S.O. 1960, c. 23

3. This Act comes into force on the day it receives Royal Assent. Commencement

4. This Act may be cited as *The County of Ontario Act*, Short title 1960-61.

SCHEDULE

By-LAW No. 2057

OF

THE CORPORATION OF THE COUNTY OF ONTARIO

A By-LAW to authorize the assumption of \$133,509.00 in debentures issued by the Local Municipalities for Granting Aid to Public Hospitals.

WHEREAS the Corporation of the Township of Uxbridge, the Corporation of the Town of Uxbridge, and the Corporation of the Township of Scott have granted aid to the Cottage Hospital (Uxbridge), Uxbridge, Ontario, and have issued debentures therefor as more particularly shown in Schedule "A" hereto annexed;

AND WHEREAS the Corporation of the Village of Port Perry has granted aid to the Community Memorial Hospital, Port Perry, Ontario, and has issued debentures therefor as more particularly shown in Schedule "A" hereto annexed; eighty-three per cent (83%) of which said debentures are being defrayed by the Corporations of the Village of Port Perry, the Township of Reach and the Township of Scugog jointly, and seventeen per cent (17%) by the Corporation of the Township of Cartwright in the County of Durham, and it is proposed by this By-law to assume the said eighty-three per cent (83%) of the cost of the said debentures;

AND WHEREAS the Corporation of the Township of Pickering, the Corporation of the Village of Pickering and the Corporation of the Town of Ajax have granted aid to the Ajax and Pickering General Hospital, Ajax, Ontario, and have issued debentures therefor as more particularly shown in Schedule "A" hereto annexed;

AND WHEREAS said hospitals have been erected, established and equipped for the benefit of the residents of the County of Ontario;

AND WHEREAS the amount of principal outstanding as of the 1st day of January, 1961, the amount of interest payable and the amount of principal repayable in each of the years 1961 to 1978 both inclusive for each municipality are shown on Schedule "B" hereto annexed;

AND WHEREAS the amount of the whole rateable property of the local municipalities hereinbefore referred to according to the last revised assessment roll is set out in Schedule "C" hereto annexed;

AND WHEREAS the amount of the whole rateable property of the Corporation of the County of Ontario according to the last revised and equalized assessment rolls of the local municipalities of which the County is composed is \$76,536,318.00;

AND WHEREAS the Corporation of the County of Ontario has agreed to assume the repayment of the principal of \$133,509.00 and the interest on the outstanding debentures amounting to \$51,702.46 in lawful money of Canada as of the 1st day of January, 1961.

NOW THEREFORE BE IT ENACTED AND IT IS HEREBY ENACTED as a By-law of The Corporation of the County of Ontario by the Council thereof as follows:—

1.—(1) The Corporation of the County of Ontario hereby assumes the liability for payment of the amounts of principal and interest outstanding as of the 1st day of January, 1961, payable in the years 1961 to 1978 inclusive as set forth in Schedule "B".

(2) In each of the years mentioned in the first column of Schedule "B" there shall be included in the amount to be raised for county purposes by all the municipalities forming part of the County for municipal purposes the amounts set opposite each of such years in Column 18 of Schedule "B".

2. All amounts of monies raised as aforesaid shall be paid over to the local municipalities as set out in Schedule "B" hereto annexed in such amounts as to enable such municipalities to repay the debentures heretofore issued and interest thereon as more particularly shown in Schedule "B" hereto annexed.

BY-LAW READ A FIRST TIME this 27th day of June, A.D. 1960, at 2.30 p.m.

BY-LAW READ A SECOND TIME this 27th day of June, A.D. 1960, at 2.40 p.m.

WM. G. MANNING,
Clerk.

WM. J. HERON,
Warden.

BY-LAW READ A THIRD TIME AND FINALLY PASSED this 20th day of January, A.D. 1961, at 3.05 p.m.

WM. G. MANNING,
Clerk.

A. GERROW,
Warden.

Schedule "A"

TO BY-LAW NO. 2057 OF

THE CORPORATION OF THE COUNTY OF ONTARIO

Municipality	By-Law	Interest Rate	Total Debentures Issued	Debentures Outstanding Jan. 1/61	Hospital
Township of Uxbridge	....	5½%	\$ 20,000.00	\$ 18,800.00	The Cottage Hospital, (Uxbridge)
Town of Uxbridge....	1231 1248	5¼% 5¾%	40,000.00	36,400.00	The Cottage Hospital, (Uxbridge)
Village of Port Perry.	1179	4½%	34,000.00	18,509.00	Community Memorial Hosp., Port Perry
Township of Pickering	2037	4%	45,000.00	20,000.00	Ajax and Pickering General Hospital, Ajax
Village of Pickering..	51	4½%	5,000.00	2,300.00	Ajax and Pickering General Hospital, Ajax
Town of Ajax.....	108	5%	50,000.00	23,000.00	Ajax and Pickering General Hospital, Ajax
Township of Scott...	199	5½%	16,000.00	14,500.00	The Cottage Hospital, (Uxbridge)
			<u>\$210,000.00</u>	<u>\$133,509.00</u>	

Schedule "B"

TO BY-LAW NO. 2057 OF

THE CORPORATION OF THE COUNTY OF ONTARIO

(1)	(2)	(3)	(4)	(5)	(6)	(7)	(8)	(9)
Year	By-law No.	Township of Uxbridge	Town of Uxbridge	Village of Port Perry	Township of Pickering			
	Principal	Interest	Principal	Interest	Principal	Interest	Principal	Interest
1961.....	\$ 600.00	\$ 1,034.00	\$ 1,300.00	\$ 2,093.00	\$ 1,328.00	\$ 832.90	\$ 4,700.00	\$ 800.00
1962.....	700.00	1,001.00	1,400.00	2,018.25	1,411.00	773.15	4,900.00	612.00
1963.....	700.00	962.50	1,500.00	1,937.75	1,494.00	709.65	5,100.00	416.00
1964.....	800.00	924.00	1,600.00	1,851.50	1,494.00	642.42	5,300.00	212.00
1965.....	800.00	880.00	1,700.00	1,759.50	1,577.00	575.19		
1966.....	800.00	836.00	1,700.00	1,661.75	1,660.00	504.22		
1967.....	900.00	792.00	1,800.00	1,564.00	1,743.00	429.53		
1968.....	900.00	742.50	1,900.00	1,460.50	1,826.00	351.09		
1969.....	1,000.00	693.00	2,100.00	1,351.25	1,909.00	268.92		
1970.....	1,000.00	638.00	2,200.00	1,230.50	1,992.00	183.01		
1971.....	1,100.00	583.00	2,300.00	1,104.00	2,075.00	93.38		
1972.....	1,200.00	522.50	2,400.00	971.75				
1973.....	1,200.00	456.50	2,600.00	833.75				
1974.....	1,300.00	390.50	2,700.00	684.25				
1975.....	1,300.00	319.00	2,900.00	529.00				
1976.....	1,400.00	247.50	3,100.00	362.25				
1977.....	1,500.00	170.50	3,200.00	184.00				
1978.....	1,600.00	88.00						
	<u>\$18,800.00</u>	<u>\$11,280.50</u>	<u>\$36,400.00</u>	<u>\$21,596.95</u>	<u>\$18,509.00</u>	<u>\$5,363.46</u>	<u>\$20,000.00</u>	<u>\$2,040.00</u>

Schedule "B"—Continued

TO BY-LAW NO. 2057 OF

THE CORPORATION OF THE COUNTY OF ONTARIO

	(10)	(11)	(12)	(13)	(14)	(15)	(16)	(17)	(18)
	Village of Pickering			Town of Ajax		Township of Scott			
Year	Principal	Interest	Principal	Interest	Principal	Interest	Total Principal	Total Interest	Total Payment
	By-law No. 51			By-law No. 108		By-law No. 199			
1961.....	\$ 500.00	\$ 103.50	\$5,000.00	\$1,150.00	\$ 500.00	\$ 797.50	\$ 13,928.00	\$ 6,810.90	\$ 20,738.90
1962.....	600.00	81.00	6,000.00	900.00	600.00	770.00	15,611.00	6,155.40	21,766.40
1963.....	600.00	54.00	6,000.00	600.00	600.00	737.00	15,994.00	5,416.90	21,410.90
1964.....	600.00	27.00	6,000.00	300.00	600.00	704.00	16,394.00	4,660.92	21,054.92
1965.....	.....	.....	.....	.....	700.00	671.00	4,777.00	3,885.69	8,662.69
1966.....	.....	.....	.....	.....	700.00	632.50	4,860.00	3,634.47	8,494.47
1967.....	.....	.....	.....	.....	700.00	594.00	5,143.00	3,379.53	8,522.53
1968.....	.....	.....	.....	.....	800.00	555.50	5,426.00	3,109.59	8,535.59
1969.....	.....	.....	.....	.....	800.00	511.50	5,809.00	2,824.67	8,633.67
1970.....	.....	.....	.....	.....	900.00	467.50	6,092.00	2,519.01	8,611.01
1971.....	.....	.....	.....	.....	900.00	418.00	6,375.00	2,198.38	8,573.38
1972.....	.....	.....	.....	.....	1,000.00	368.50	4,600.00	1,862.75	6,462.75
1973.....	.....	.....	.....	.....	1,000.00	313.50	4,800.00	1,603.75	6,403.75
1974.....	.....	.....	.....	.....	1,100.00	258.50	5,100.00	1,333.25	6,433.25
1975.....	.....	.....	.....	.....	1,100.00	198.00	5,300.00	1,046.00	6,346.00
1976.....	.....	.....	.....	.....	1,200.00	137.50	5,700.00	747.25	6,447.25
1977.....	.....	.....	.....	.....	1,300.00	71.50	6,000.00	426.00	6,426.00
1978.....	.....	.....	.....	.....	.....	.....	1,600.00	88.00	1,688.00
	\$2,300.00	\$ 265.50	\$23,000.00	\$2,950.00	\$14,500.00	\$8,206.00	\$133,509.00	\$51,702.46	\$185,211.46

Schedule "C"

TO BY-LAW NO. 2057 OF

THE CORPORATION OF THE COUNTY OF ONTARIO

<u>Municipality</u>	<u>Equalization</u>
Township of Uxbridge.....	\$ 2,298,200.00
Town of Uxbridge.....	2,143,077.00
Village of Port Perry.....	1,839,392.00
Township of Pickering.....	15,648,095.00
Village of Pickering.....	1,639,721.00
Town of Ajax.....	9,800,857.00
Township of Scott.....	2,128,630.00
Township of Reach.....	3,217,155.00
Township of Scugog.....	742,276.00
	<hr/>
	\$39,457,403.00
	<hr/> <hr/>

An Act respecting
the County of Ontario

1st Reading

December 12th, 1960

2nd Reading

3rd Reading

MR. THOMAS

(*Private Bill*)

BILL Pr31

2ND SESSION, 26TH LEGISLATURE, ONTARIO
9-10 ELIZABETH II, 1960-61

An Act respecting the County of Ontario

MR. THOMAS

TORONTO
PRINTED AND PUBLISHED BY FRANK FOGG, QUEEN'S PRINTER

BILL Pr31

1960-61

An Act respecting the County of Ontario

WHEREAS The Corporation of the County of Ontario, Preamble herein called the Corporation, by its petition has represented that the Corporation passed By-law No. 2057 of the County of Ontario for the purpose of assuming the outstanding debenture debt as of the 1st day of January, 1961, incurred for the purpose of granting aid to public hospitals by municipalities forming part of the County of Ontario for municipal purposes; and whereas there appears to be no specific authority for passing such by-law; and whereas the petitioner has prayed for special legislation validating and confirming By-law No. 2057; and whereas it is expedient to grant the prayer of the petition;

Therefore, Her Majesty, by and with the advice and consent of the Legislative Assembly of the Province of Ontario, enacts as follows:

1. By-law No. 2057 of the Corporation, set forth as the Schedule hereto, is hereby validated and confirmed and By-law re aid to hospitals, validated declared to be legal, valid and binding upon the Corporation, the municipalities forming part of the County of Ontario for municipal purposes and the ratepayers thereof from the date of the passing of such by-law.

2. A municipal rate levied for the purpose of By-law No. 2057 shall be levied upon the full value of all the rateable Rate to be levied in all rateable property property in the municipality, and no fixed assessment or partial or total exemption from assessment or taxation shall apply thereto, except as provided in section 4 of *The Assessment Act*. R.S.O. 1960, c. 23

3. This Act comes into force on the day it receives Royal Commencement Assent.

4. This Act may be cited as *The County of Ontario Act*, Short title 1960-61.

SCHEDULE

By-Law No. 2057

OF

THE CORPORATION OF THE COUNTY OF ONTARIO

A BY-LAW to authorize the assumption of \$133,509.00 in debentures issued by the Local Municipalities for Granting Aid to Public Hospitals.

WHEREAS the Corporation of the Township of Uxbridge, the Corporation of the Town of Uxbridge, and the Corporation of the Township of Scott have granted aid to the Cottage Hospital (Uxbridge), Uxbridge, Ontario, and have issued debentures therefor as more particularly shown in Schedule "A" hereto annexed;

AND WHEREAS the Corporation of the Village of Port Perry has granted aid to the Community Memorial Hospital, Port Perry, Ontario, and has issued debentures therefor as more particularly shown in Schedule "A" hereto annexed; eighty-three per cent (83%) of which said debentures are being defrayed by the Corporations of the Village of Port Perry, the Township of Reach and the Township of Scugog jointly, and seventeen per cent (17%) by the Corporation of the Township of Cartwright in the County of Durham, and it is proposed by this By-law to assume the said eighty-three per cent (83%) of the cost of the said debentures;

AND WHEREAS the Corporation of the Township of Pickering, the Corporation of the Village of Pickering and the Corporation of the Town of Ajax have granted aid to the Ajax and Pickering General Hospital, Ajax, Ontario, and have issued debentures therefor as more particularly shown in Schedule "A" hereto annexed;

AND WHEREAS said hospitals have been erected, established and equipped for the benefit of the residents of the County of Ontario;

AND WHEREAS the amount of principal outstanding as of the 1st day of January, 1961, the amount of interest payable and the amount of principal repayable in each of the years 1961 to 1978 both inclusive for each municipality are shown on Schedule "B" hereto annexed;

AND WHEREAS the amount of the whole rateable property of the local municipalities hereinbefore referred to according to the last revised assessment roll is set out in Schedule "C" hereto annexed;

AND WHEREAS the amount of the whole rateable property of the Corporation of the County of Ontario according to the last revised and equalized assessment rolls of the local municipalities of which the County is composed is \$76,536,318.00;

AND WHEREAS the Corporation of the County of Ontario has agreed to assume the repayment of the principal of \$133,509.00 and the interest on the outstanding debentures amounting to \$51,702.46 in lawful money of Canada as of the 1st day of January, 1961.

NOW THEREFORE BE IT ENACTED AND IT IS HEREBY ENACTED as a By-law of The Corporation of the County of Ontario by the Council thereof as follows:—

1.—(1) The Corporation of the County of Ontario hereby assumes the liability for payment of the amounts of principal and interest outstanding as of the 1st day of January, 1961, payable in the years 1961 to 1978 inclusive as set forth in Schedule "B".

(2) In each of the years mentioned in the first column of Schedule "B" there shall be included in the amount to be raised for county purposes by all the municipalities forming part of the County for municipal purposes the amounts set opposite each of such years in Column 18 of Schedule "B".

2. All amounts of monies raised as aforesaid shall be paid over to the local municipalities as set out in Schedule "B" hereto annexed in such amounts as to enable such municipalities to repay the debentures heretofore issued and interest thereon as more particularly shown in Schedule "B" hereto annexed.

BY-LAW READ A FIRST TIME this 27th day of June, A.D. 1960, at 2.30 p.m.

BY-LAW READ A SECOND TIME this 27th day of June, A.D. 1960, at 2.40 p.m.

WM. G. MANNING,
Clerk.

WM. J. HERON,
Warden.

BY-LAW READ A THIRD TIME AND FINALLY PASSED this 20th day of January, A.D. 1961, at 3.05 p.m.

WM. G. MANNING,
Clerk.

A. GERROW,
Warden.

Schedule "A"

TO BY-LAW NO. 2057 OF

THE CORPORATION OF THE COUNTY OF ONTARIO

Municipality	By-Law	Interest Rate	Total Debentures Issued	Debentures Outstanding Jan. 1/61	Hospital
Township of Uxbridge	....	5½%	\$ 20,000.00	\$ 18,800.00	The Cottage Hospital, (Uxbridge)
Town of Uxbridge....	1231 1248	5¼% 5¾%	40,000.00	36,400.00	The Cottage Hospital, (Uxbridge)
Village of Port Perry.	1179	4½%	34,000.00	18,509.00	Community Memorial Hosp., Port Perry
Township of Pickering	2037	4%	45,000.00	20,000.00	Ajax and Pickering General Hospital, Ajax
Village of Pickering..	51	4½%	5,000.00	2,300.00	Ajax and Pickering General Hospital, Ajax
Town of Ajax.....	108	5%	50,000.00	23,000.00	Ajax and Pickering General Hospital, Ajax
Township of Scott...	199	5½%	16,000.00	14,500.00	The Cottage Hospital, (Uxbridge)
			<u>\$210,000.00</u>	<u>\$133,509.00</u>	

Schedule "B"

TO BY-LAW No. 2057 OF

THE CORPORATION OF THE COUNTY OF ONTARIO

(1)	(2)	(3)	(4)	(5)	(6)	(7)	(8)	(9)
	Township of Uxbridge		Town of Uxbridge		Village of Port Perry		Township of Pickering	
Year	By-law No. Principal	Interest	By-law No. 1231 By-law No. 1248 Principal	Interest	By-law No. 1179 (Assume 83%) Principal	Interest	By-law No. 2037 Principal	Interest
1961.....	\$ 600.00	\$ 1,034.00	\$ 1,300.00	\$ 2,093.00	\$ 1,328.00	\$ 832.90	\$ 4,700.00	\$ 800.00
1962.....	700.00	1,001.00	1,400.00	2,018.25	1,411.00	773.15	4,900.00	612.00
1963.....	700.00	962.50	1,500.00	1,937.75	1,494.00	709.65	5,100.00	416.00
1964.....	800.00	924.00	1,600.00	1,851.50	1,494.00	642.42	5,300.00	212.00
1965.....	800.00	880.00	1,700.00	1,759.50	1,577.00	575.19	.....	.....
1966.....	800.00	836.00	1,700.00	1,661.75	1,660.00	504.22	.....	.....
1967.....	900.00	792.00	1,800.00	1,564.00	1,743.00	429.53	.....	.....
1968.....	900.00	742.50	1,900.00	1,460.50	1,826.00	351.09	.....	.....
1969.....	1,000.00	693.00	2,100.00	1,351.25	1,909.00	268.92	.....	.....
1970.....	1,000.00	638.00	2,200.00	1,230.50	1,992.00	183.01	.....	.....
1971.....	1,100.00	583.00	2,300.00	1,104.00	2,075.00	93.38	.....	.....
1972.....	1,200.00	522.50	2,400.00	971.75	.....	.....	.....	.....
1973.....	1,200.00	456.50	2,600.00	833.75	.....	.....	.....	.....
1974.....	1,300.00	390.50	2,700.00	684.25	.....	.....	.....	.....
1975.....	1,300.00	319.00	2,900.00	529.00	.....	.....	.....	.....
1976.....	1,400.00	247.50	3,100.00	362.25	.....	.....	.....	.....
1977.....	1,500.00	170.50	3,200.00	184.00	.....	.....	.....	.....
1978.....	1,600.00	88.00	.....	.....	.....	.....	.....	.....
	<u>\$18,800.00</u>	<u>\$11,280.50</u>	<u>\$36,400.00</u>	<u>\$21,596.95</u>	<u>\$18,509.00</u>	<u>\$5,363.46</u>	<u>\$20,000.00</u>	<u>\$2,040.00</u>

Schedule "B"—Continued

TO BY-LAW No. 2057 OF

THE CORPORATION OF THE COUNTY OF ONTARIO

(18)

(17)

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(15)

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(13)

(12)

(11)

(10)

Village of Pickering

Town of Ajax

Township of Scott

By-law No. 51

By-law No. 108

By-law No. 199

Year

Principal

Interest

Principal

Interest

Principal

Interest

Total
PrincipalTotal
InterestTotal
Payment

1961.....
1962.....
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2,824.67
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1,046.00
747.25
426.00
88.00

\$ 20,738.90
21,766.40
21,410.90
21,054.92
8,662.69
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8,535.59
8,633.67
8,611.01
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6,462.75
6,403.75
6,433.25
6,346.00
6,447.25
6,426.00
1,688.00

\$51,702.46
\$185,211.46

Schedule "C"

TO BY-LAW NO. 2057 OF

THE CORPORATION OF THE COUNTY OF ONTARIO

<u>Municipality</u>	<u>Equalization</u>
Township of Uxbridge.....	\$ 2,298,200.00
Town of Uxbridge.....	2,143,077.00
Village of Port Perry.....	1,839,392.00
Township of Pickering.....	15,648,095.00
Village of Pickering.....	1,639,721.00
Town of Ajax.....	9,800,857.00
Township of Scott.....	2,128,630.00
Township of Reach.....	3,217,155.00
Township of Scugog.....	742,276.00
	<hr/>
	\$39,457,403.00
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An Act respecting
the County of Ontario

1st Reading

December 12th, 1960

2nd Reading

February 24th, 1961

3rd Reading

February 28th, 1961

MR. THOMAS

BILL Pr32

2ND SESSION, 26TH LEGISLATURE, ONTARIO
9-10 ELIZABETH II, 1960-61

**An Act respecting the
Synod of Toronto and Kingston Glen Mhor Camp**

MR LETHERBY

(PRIVATE BILL)

BILL Pr32

1960-61

An Act respecting the Synod of Toronto and Kingston Glen Mhor Camp

WHEREAS the Synod of Toronto and Kingston by its ^{Preamble} petition has represented that provision was made for exemption from municipal taxation, except local improvement rates, of certain lands in the Township of Mara, in the County of Ontario, by *The Synod of Toronto and Kingston Glen Mhor Camp Act, 1956* and has prayed that provision for exemption be extended to certain lands in the Township of Mara, in the County of Ontario, since acquired by the Trustee Board of the Presbyterian Church in Canada; and whereas it is expedient to grant the prayer of the petition;

Therefore, Her Majesty, by and with the advice and consent of the Legislative Assembly of the Province of Ontario, enacts as follows:

1. Section 1 of *The Synod of Toronto and Kingston Glen Mhor Camp Act, 1956* is repealed and the following sub-^{1956, c. 123, s. 1,}re-enacted substituted therefor:

1. Notwithstanding any general or special Act, the ^{Tax}council of The Corporation of the Township of Mara ^{exemption} may pass by-laws exempting from municipal taxation, except local improvement rates, the lands and appurtenances thereto of the Trustee Board of the Presbyterian Church in Canada and duly administered by the Synod of Toronto and Kingston, described as follows:

Firstly:

ALL AND SINGULAR that certain parcel or tract of land and premises situate, lying and being in the Township of Mara in the County of Ontario and Province of Ontario, being composed of part of Broken Lot number sixteen in Concession "C" in the said Township, containing by admeasurement ten (10) acres more or less, being that area shown coloured red on the plan attached to deed dated June 16th, 1930 from Donald McKay, of the said Township of Mara, Farmer, to Sarah Charlotte Playfair, of the Town of Midland in the County of Simcoe, Married Woman,

registered as No. 10387, and being more particularly known and described as follows: COMMENCING at a point in said lot distant south thirty-four degrees and fifty-seven minutes west astronomically sixteen hundred and ninety-six feet from the north-east angle thereof; thence north eighty-five degrees and six minutes west six hundred feet; thence north sixty-nine degrees and forty-four minutes west three hundred and forty-one and one-half feet more or less to intersection with the shore of Lake Simcoe; thence southerly and easterly along said lake shore and following the various courses and windings therein to intersection with a line drawn south three degrees and fifty-four minutes west from the place of beginning; thence north three degrees and fifty-four minutes east along said line five hundred feet more or less to the said place of beginning. The said bearings being computed from the Astronomical bearing of the easterly limit of said lot shown on said plan as north seventeen degrees and forty-two minutes west.

TOGETHER WITH the right of way for ingress and egress to and from the said lands over a strip of land thirty feet in width lying to the east of and adjoining the easterly limit of that parcel and part of said lot heretofore conveyed to one Donald Gilchrist and being more particularly known and described as follows:

COMMENCING at a point in the southerly limit of the allowance for road between Concessions B. and C. distant westerly sixteen hundred and forty-five feet from the north-east angle of said lot sixteen; thence south no degrees and thirty-four minutes east astronomically eight hundred and seventeen feet more or less to the northerly limit of the parcel herein described, the said bearing being computed from the said astronomical bearing of the said easterly limit of said lot shown on said plan as north seventeen degrees and forty-two minutes west;

Secondly:

ALL AND SINGULAR that certain parcel or tract of land and premises situate, lying and being in the Township of Mara in the County of Ontario and Province of Ontario, being composed of part of Lot No. 16 in Concession C of the said Township, and being more particularly known and described as follows:

COMMENCING at the north-east angle of that parcel and part of said Lot heretofore conveyed under registered instrument No. 10387, said angle being distant south 34 degrees and 57 minutes west astronomically 1696 feet from the north-east angle of said Lot 16;

THENCE north 3 degrees and 54 minutes east along the northerly production of the easterly limit of said parcel No. 10387, 1075 feet, more or less, to intersection with the northerly limit of said lot;

THENCE westerly along the northerly limit of said Lot 700 feet, more or less, to a point thereon distant westerly thereon 1653 feet 9 inches from the said north-east angle of said Lot;

THENCE south 00 degrees and 34 minutes east, 827.75 feet, more or less, to an angle in the northerly limit of said parcel;

THENCE south 85 degrees and 06 minutes east along said northerly limit 600 feet, more or less, to the place of beginning.

SUBJECT TO THE RIGHT OF WAY for all parties entitled thereto over a strip of land 30 feet in width lying to the east of and adjoining the westerly limit of the herein described lands.

Thirdly:

ALL AND SINGULAR that certain parcel or tract of land and premises, situate, lying and being in the Township of Mara in the County of Ontario and Province of Ontario, being composed of part of Lot No. 16 in concession C in said Township, being that area shown outlined in red on the attached plan, and being more particularly known and described as follows:

COMMENCING at a point in said Lot, distant South 00 degrees and 34 minutes east 467 feet from a point on the Northerly limit of said Lot, distant Westerly thereon 1653 feet 9 inches from the North-east angle of said Lot;

THENCE South 00 degrees and 34 minutes East 360.75 feet to intersection with the Northerly limit of that parcel and part of said Lot, heretofore conveyed under Registered Instrument No. 10387 at a point in said limit distant North 85 degrees and 06 minutes West 600 feet from the North-east angle of said parcel;

THENCE North 69 degrees and 44 minutes West along the Northerly limit of said parcel, 341.5 feet, more or less, to the high water mark of Lake Simcoe;

THENCE Northerly along said high water mark and following the various courses therein to intersection with a line drawn North 89 degrees and 19 minutes West from the place of beginning;

THENCE South 89 degrees and 19 minutes East along said line 324.6 feet, more or less, to the said place of beginning,

provided that the lands and appurtenances are owned by the Trustee Board of the Presbyterian Church in Canada and are occupied by, used solely and carried on for the purposes of the Synod of Toronto and Kingston.

2. This Act comes into force on the day it receives Royal Assent. Commence-
ment

3. This Act may be cited as *The Synod of Toronto and Kingston Glen Mhor Camp Act, 1960-61*. Short title

An Act respecting the
Synod of Toronto and
Kingston Glen Mhor Camp

1st Reading

2nd Reading

3rd Reading

MR. LETHERBY

(Private Bill)

BILL Pr32

2ND SESSION, 26TH LEGISLATURE, ONTARIO
9-10 ELIZABETH II, 1960-61

**An Act respecting the
Synod of Toronto and Kingston Glen Mhor Camp**

MR LETHERBY

(Reprinted as amended by the Committee on Private Bills)

BILL Pr32

1960-61

An Act respecting the Synod of Toronto and Kingston Glen Mhor Camp

WHEREAS the Synod of Toronto and Kingston by its ^{Preamble} petition has represented that provision was made for exemption from municipal taxation, except local improvement rates, of certain lands in the Township of Mara, in the County of Ontario, by *The Synod of Toronto and Kingston Glen Mhor Camp Act, 1956* and has prayed that provision for exemption be extended to certain lands in the Township of Mara, in the County of Ontario, since acquired by the Trustee Board of the Presbyterian Church in Canada; and whereas it is expedient to grant the prayer of the petition;

Therefore, Her Majesty, by and with the advice and consent of the Legislative Assembly of the Province of Ontario, enacts as follows:

1. Section 1 of *The Synod of Toronto and Kingston Glen Mhor Camp Act, 1956* is repealed and the following sub-^{1956, c. 123, s. 1,}re-enacted stituted therefor:

1. Notwithstanding any general or special Act, the council of The Corporation of the Township of Mara may pass by-laws exempting from municipal taxation, except local improvement rates, the lands and appurtenances thereto of the Trustee Board of the Presbyterian Church in Canada and duly administered by the Synod of Toronto and Kingston, described as follows:

Firstly:

ALL AND SINGULAR that certain parcel or tract of land and premises situate, lying and being in the Township of Mara in the County of Ontario and Province of Ontario, being composed of part of Broken Lot number sixteen in Concession "C" in the said Township, containing by admeasurement ten (10) acres more or less, being that area shown coloured red on the plan attached to deed dated June 16th, 1930 from Donald McKay, of the said Township of Mara, Farmer, to Sarah Charlotte Playfair, of the Town of Midland in the County of Simcoe, Married Woman,

registered as No. 10387, and being more particularly known and described as follows: COMMENCING at a point in said lot distant south thirty-four degrees and fifty-seven minutes west astronomically sixteen hundred and ninety-six feet from the north-east angle thereof; thence north eighty-five degrees and six minutes west six hundred feet; thence north sixty-nine degrees and forty-four minutes west three hundred and forty-one and one-half feet more or less to intersection with the shore of Lake Simcoe; thence southerly and easterly along said lake shore and following the various courses and windings therein to intersection with a line drawn south three degrees and fifty-four minutes west from the place of beginning; thence north three degrees and fifty-four minutes east along said line five hundred feet more or less to the said place of beginning. The said bearings being computed from the Astronomical bearing of the easterly limit of said lot shown on said plan as north seventeen degrees and forty-two minutes west.

TOGETHER WITH the right of way for ingress and egress to and from the said lands over a strip of land thirty feet in width lying to the east of and adjoining the easterly limit of that parcel and part of said lot heretofore conveyed to one Donald Gilchrist and being more particularly known and described as follows:

COMMENCING at a point in the southerly limit of the allowance for road between Concessions B. and C. distant westerly sixteen hundred and forty-five feet from the north-east angle of said lot sixteen; thence south no degrees and thirty-four minutes east astronomically eight hundred and seventeen feet more or less to the northerly limit of the parcel herein described, the said bearing being computed from the said astronomical bearing of the said easterly limit of said lot shown on said plan as north seventeen degrees and forty-two minutes west;

Secondly:

ALL AND SINGULAR that certain parcel or tract of land and premises situate, lying and being in the Township of Mara in the County of Ontario and Province of Ontario, being composed of part of Lot No. 16 in Concession C of the said Township, and being more particularly known and described as follows:

COMMENCING at the north-east angle of that parcel and part of said Lot heretofore conveyed under registered instrument No. 10387, said angle being distant south 34 degrees and 57 minutes west astronomically 1696 feet from the north-east angle of said Lot 16;

THENCE north 3 degrees and 54 minutes east along the northerly production of the easterly limit of said parcel No. 10387, 1075 feet, more or less, to intersection with the northerly limit of said lot;

THENCE westerly along the northerly limit of said Lot 700 feet, more or less, to a point thereon distant westerly thereon 1653 feet 9 inches from the said north-east angle of said Lot;

THENCE south 00 degrees and 34 minutes east, 827.75 feet, more or less, to an angle in the northerly limit of said parcel;

THENCE south 85 degrees and 06 minutes east along said northerly limit 600 feet, more or less, to the place of beginning.

SUBJECT TO THE RIGHT OF WAY for all parties entitled thereto over a strip of land 30 feet in width lying to the east of and adjoining the westerly limit of the herein described lands.

Thirdly:

ALL AND SINGULAR that certain parcel or tract of land and premises, situate, lying and being in the Township of Mara in the County of Ontario and Province of Ontario, being composed of part of Lot No. 16 in concession C in said Township, and being more particularly known and described as follows:

COMMENCING at a point in said Lot, distant South 00 degrees and 34 minutes east 467 feet from a point on the Northerly limit of said Lot, distant Westerly thereon 1653 feet 9 inches from the North-east angle of said Lot;

THENCE South 00 degrees and 34 minutes East 360.75 feet to intersection with the Northerly limit of that parcel and part of said Lot, heretofore conveyed under Registered Instrument No. 10387 at a point in said limit distant North 85 degrees and 06 minutes West 600 feet from the North-east angle of said parcel;

THENCE North 69 degrees and 44 minutes West along the Northerly limit of said parcel, 341.5 feet, more or less, to the high water mark of Lake Simcoe;

THENCE Northerly along said high water mark and following the various courses therein to intersection with a line drawn North 89 degrees and 19 minutes West from the place of beginning;

THENCE South 89 degrees and 19 minutes East along said line 324.6 feet, more or less, to the said place of beginning,

provided that the lands and appurtenances are owned by the Trustee Board of the Presbyterian Church in Canada and are occupied by, used solely and carried on for the purposes of the Synod of Toronto and Kingston.

2. This Act comes into force on the day it receives Royal Assent. Commence-
ment

3. This Act may be cited as *The Synod of Toronto and Kingston Glen Mhor Camp Act, 1960-61*. Short title

An Act respecting the
Synod of Toronto and
Kingston Glen Mhor Camp

1st Reading

December 1st, 1960

2nd Reading

3rd Reading

MR. LETHERBY

(Reprinted as amended by the
Committee on Private Bills)

2ND SESSION, 26TH LEGISLATURE, ONTARIO
9-10 ELIZABETH II, 1960-61

**An Act respecting the
Synod of Toronto and Kingston Glen Mhor Camp**

MR LETHERBY

BILL Pr32

1960-61

An Act respecting the Synod of Toronto and Kingston Glen Mhor Camp

WHEREAS the Synod of Toronto and Kingston by its Preamble petition has represented that provision was made for exemption from municipal taxation, except local improvement rates, of certain lands in the Township of Mara, in the County of Ontario, by *The Synod of Toronto and Kingston Glen Mhor Camp Act, 1956* and has prayed that provision for exemption be extended to certain lands in the Township of Mara, in the County of Ontario, since acquired by the Trustee Board of the Presbyterian Church in Canada; and whereas it is expedient to grant the prayer of the petition;

Therefore, Her Majesty, by and with the advice and consent of the Legislative Assembly of the Province of Ontario, enacts as follows:

1. Section 1 of *The Synod of Toronto and Kingston Glen Mhor Camp Act, 1956* is repealed and the following sub-stituted therefor: ^{1956, c. 123, s. 1, re-enacted}

1. Notwithstanding any general or special Act, the council of The Corporation of the Township of Mara may pass by-laws exempting from municipal taxation, except local improvement rates, the lands and appurtenances thereto of the Trustee Board of the Presbyterian Church in Canada and duly administered by the Synod of Toronto and Kingston, described as follows:

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registered as No. 10387, and being more particularly known and described as follows: COMMENCING at a point in said lot distant south thirty-four degrees and fifty-seven minutes west astronomically sixteen hundred and ninety-six feet from the north-east angle thereof; thence north eighty-five degrees and six minutes west six hundred feet; thence north sixty-nine degrees and forty-four minutes west three hundred and forty-one and one-half feet more or less to intersection with the shore of Lake Simcoe; thence southerly and easterly along said lake shore and following the various courses and windings therein to intersection with a line drawn south three degrees and fifty-four minutes west from the place of beginning; thence north three degrees and fifty-four minutes east along said line five hundred feet more or less to the said place of beginning. The said bearings being computed from the astronomical bearing of the easterly limit of said lot shown on said plan as north seventeen degrees and forty-two minutes west.

TOGETHER WITH the right of way for ingress and egress to and from the said lands over a strip of land thirty feet in width lying to the east of and adjoining the easterly limit of that parcel and part of said lot heretofore conveyed to one Donald Gilchrist and being more particularly known and described as follows:

COMMENCING at a point in the southerly limit of the allowance for road between Concessions B. and C. distant westerly sixteen hundred and forty-five feet from the north-east angle of said lot sixteen; thence south no degrees and thirty-four minutes east astronomically eight hundred and seventeen feet more or less to the northerly limit of the parcel herein described, the said bearing being computed from the said astronomical bearing of the said easterly limit of said lot shown on said plan as north seventeen degrees and forty-two minutes west;

Secondly:

ALL AND SINGULAR that certain parcel or tract of land and premises situate, lying and being in the Township of Mara in the County of Ontario and Province of Ontario, being composed of part of Lot No. 16 in Concession C of the said Township, and being more particularly known and described as follows:

COMMENCING at the north-east angle of that parcel and part of said Lot heretofore conveyed under registered instrument No. 10387, said angle being distant south 34 degrees and 57 minutes west astronomically 1696 feet from the north-east angle of said Lot 16;

THENCE north 3 degrees and 54 minutes east along the northerly production of the easterly limit of said parcel No. 10387, 1075 feet, more or less, to intersection with the northerly limit of said lot;

THENCE westerly along the northerly limit of said Lot 700 feet, more or less, to a point thereon distant westerly thereon 1653 feet 9 inches from the said north-east angle of said Lot;

THENCE south 00 degrees and 34 minutes east, 827.75 feet, more or less, to an angle in the northerly limit of said parcel;

THENCE south 85 degrees and 06 minutes east along said northerly limit 600 feet, more or less, to the place of beginning.

SUBJECT TO THE RIGHT OF WAY for all parties entitled thereto over a strip of land 30 feet in width lying to the east of and adjoining the westerly limit of the herein described lands.

Thirdly:

ALL AND SINGULAR that certain parcel or tract of land and premises, situate, lying and being in the Township of Mara in the County of Ontario and Province of Ontario, being composed of part of Lot No. 16 in concession C in said Township, and being more particularly known and described as follows:

COMMENCING at a point in said Lot, distant South 00 degrees and 34 minutes east 467 feet from a point on the Northerly limit of said Lot, distant Westerly thereon 1653 feet 9 inches from the North-east angle of said Lot;

THENCE South 00 degrees and 34 minutes East 360.75 feet to intersection with the Northerly limit of that parcel and part of said Lot, heretofore conveyed under Registered Instrument No. 10387 at a point in said limit distant North 85 degrees and 06 minutes West 600 feet from the North-east angle of said parcel;

THENCE North 69 degrees and 44 minutes West along the Northerly limit of said parcel, 341.5 feet, more or less, to the high water mark of Lake Simcoe;

THENCE Northerly along said high water mark and following the various courses therein to intersection with a line drawn North 89 degrees and 19 minutes West from the place of beginning;

THENCE South 89 degrees and 19 minutes East along said line 324.6 feet, more or less, to the said place of beginning,

provided that the lands and appurtenances are owned by the Trustee Board of the Presbyterian Church in Canada and are occupied by, used solely and carried on for the purposes of the Synod of Toronto and Kingston.

2. This Act comes into force on the day it receives Royal Assent. Commence-
ment

3. This Act may be cited as *The Synod of Toronto and Kingston Glen Mhor Camp Act, 1960-61.* Short title

An Act respecting the
Synod of Toronto and
Kingston Glen Mhor Camp

1st Reading

December 1st, 1960

2nd Reading

December 12th, 1960

3rd Reading

December 16th, 1960

MR. LETHERBY

BILL Pr33

2ND SESSION, 26TH LEGISLATURE, ONTARIO
9-10 ELIZABETH II, 1960-61

**An Act to incorporate
The Capuchin Fathers of Ontario**

MR. MORIN

(PRIVATE BILL)

BILL Pr33

1960-61

An Act to incorporate The Capuchin Fathers of Ontario

WHEREAS The Capuchin Fathers of Ottawa, a religious Preamble
 order incorporated in Ontario under *An Act respecting Benevolent, Provident and other Societies*, being chapter 172 of the Revised Statutes of Ontario, 1887, on their declaration by His Honour Judge William Ross, a judge of the County of Carleton, on the 12th day of March, 1892, by its petition has represented that since its incorporation it has undergone considerable expansion and covers many ecclesiastical dioceses in Ontario and is continuing to progress and expand, that its powers, privileges and rights and its corporate structure are no longer adaptable to present needs, and that, by resolution dated the 3rd day of October, 1960, the corporation of The Capuchin Fathers of Ottawa has consented to a petition for special legislation incorporating a new corporation, under the name of "The Capuchin Fathers of Ontario", and transferring to it all the assets, rights and obligations of the existing corporation; and whereas the petitioner has prayed for special legislation in respect of the matters hereinafter set forth; and whereas it is expedient to grant the prayer of the petition;

Therefore, Her Majesty, by and with the advice and consent of the Legislative Assembly of the Province of Ontario, enacts as follows:

1. Reverend Father Henri Bolduc, known in religion as The
Capuchin
Fathers of
Ontario
incorporated
 Father Arthur, Reverend Father Louis Painchaud, known in religion as Father Marie-Antoine, and Reverend Father Leopold Picard, known in religion as Father Roch, being three members of the order, and such of the persons as become members of the order and their successors in the order are hereby constituted a body corporate and politic under the name of "The Capuchin Fathers of Ontario", herein called the Corporation.

2. The head office of the Corporation shall be at the City Head office
 of Ottawa, County of Carleton, Province of Ontario.

Corporate
seal

3. The Corporation has power from time to time to alter, renew or change its corporate seal at its pleasure, provided that the corporate seal shall always contain the name of the Corporation.

Objects

4. The objects of the Corporation in general are religion, charity, welfare, instruction and education, but, without limiting the generality of the objects hereinbefore mentioned, the Corporation also has the following objects and powers:

1. To establish, maintain and conduct churches.
2. To employ, conduct and direct missionaries to preach the Gospel.
3. To conduct public and private meetings of a religious, social and missionary nature.
4. To establish, maintain and conduct classes for religious education and to employ and pay instructors therefor.
5. To print, publish, sell and distribute literature of a religious and social nature and to establish and operate printing plants and centres of distribution.
6. To found, establish, maintain and promote asylums, homes, schools, high schools, academies, colleges, boarding schools, seminaries, juvenates, novitiates, scholasticates, family houses for orphan apprentices, perseverance societies, clubs, guilds (patronage), agricultural schools and art and trade schools, convents and other similar institutions.
7. To acquire, establish, erect, equip, maintain and conduct parishes, missions, parish halls or community centres.
8. To supply and render services of a charitable nature to poor and needy persons.
9. To establish a vault or cemetery on the property of any of its convents for the purpose of depositing therein the remains of its deceased members; provided such burial places are established and maintained in accordance with the provisions of the by-laws of the municipality in which they may be situate and in accordance with the laws and regulations of Ontario governing the burial of the dead.

10. To take care of its members or any other persons it employs.
11. To co-operate with any other organization, whether incorporated or not, for the purpose of co-operation in the prosecution of religious work.
12. Generally, to exercise all such powers as are necessary for carrying out the objects and purposes of the Corporation.

5. The Corporation has power to purchase or acquire, by ^{Property} gift, devise, bequest or otherwise, to hold, possess and enjoy and to have, take and receive to it and its successors to and for the actual use or occupation for the objects of the Corporation any real and personal property or any estate or interest therein, either absolutely or in trust, and to sell, transfer, charge, mortgage, hypothecate, lease or otherwise dispose of the same or any part thereof and to purchase others in their stead for the same objects.

6. Subject to any specific trust as to the same, the Corporation may invest funds only in securities that by *The Trustee Act* are authorized for investment by trustees. <sup>Investment of funds
R.S.O. 1960,
c. 408</sup>

7. The Corporation may issue debentures in such denominations and upon such terms as it may deem expedient, under the hand or hands of such officer or officers as may be thereto authorized and the seal of the Corporation, for any money borrowed under the authority of this Act, and the payment of such debentures and the interest thereon may be secured by mortgage in favour of a trustee or trustees for the holders of such debentures upon any real estate in Ontario under the control of the Corporation. ^{Debentures}

8. The Corporation may from time to time for its objects, ^{Borrowing powers}

- (a) borrow money upon the credit of the Corporation and limit or increase the amount to be borrowed;
- (b) make, draw, accept, endorse or become party to promissory notes or bills of exchange drawn, accepted or endorsed by the Corporation and countersigned by the proper party thereto authorized by the by-laws of the Corporation, and it shall not be necessary in any case to have the seal affixed to any such note or bill;
- (c) mortgage, hypothecate or pledge the real or personal property of the Corporation, or both, to secure any money borrowed for the objects of the Corporation.

Execution
of deeds, etc.

9. Any deed, transfer, mortgage, charge or other instrument relating to or dealing with real estate or any interest therein of the Corporation shall be deemed to be and shall be duly executed and shall be sufficient for the purposes for which it is intended if there are affixed thereto the seal of the Corporation and the signatures of two directors of the Corporation.

By-laws

10. The Corporation may from time to time make by-laws not contrary to law for,

- (a) the administration, management and control of the property, undertakings, business and other temporal affairs of the Corporation;
- (b) the appointment, term of office, functions, duties and remuneration of all members, officers, agents and servants of the Corporation and their successors;
- (c) the admission of members to and their dismissal from the Corporation;
- (d) the calling of meetings, regular or special, of the Corporation or of committees;
- (e) the fixing of the necessary quorum and procedure in all things at such meetings; and
- (f) generally, the carrying out of the objects and purposes of the Corporation.

Trust
property

11. All property, real or personal, held by the Corporation under any trust shall be managed and administered separately, with separate bookkeeping for each trust.

Designation
of members

12. A member of the Corporation may designate himself and be designated for all purposes by the name he bears in religion.

Provincial
Minister
of order

13. The rights and powers of the Corporation shall be exercised by the member of the order acting for the time being as Provincial Minister of the Province of Eastern Canada of the order.

By-laws

14.—(1) No by-law under section 10 shall be enacted, amended or repealed without the authorization of the Council of Advisors.

Council of
Advisors

(2) The Council of Advisors is composed of the members of the order acting for the time being as "Définites" of the Province of Eastern Canada of the order, as well as of the members appointed as such from time to time by the Corporation under its by-laws.

15.—(1) The Corporation shall keep at its head office one ^{Register} or more registers containing,

- (a) a copy of this Act;
- (b) the by-laws made in the exercise of the powers conferred by this Act;
- (c) the surnames, Christian names, nationalities, addresses and occupations of every member of the Corporation, indicating, as regards each, his name in religion, the date of his admission and the date when he ceased to be a member;
- (d) the surnames and Christian names of every member of the order who held or holds the office of Provincial Minister of the Province of Eastern Canada, indicating, as regards each, the date of his entry into office and the date when he ceased to hold office;
- (e) the surnames, Christian names and occupations of every member of the Council of Advisors of the Corporation, indicating, as regards each, the date of his entry into office and the date when he ceased to hold it;
- (f) a summary of the provisions of any specific trust;
- (g) the debts secured by mortgage on its real estate property, indicating, as regards each, the principal, a summary description of the property mortgaged and the name of the trustee.

(2) Any person interested may consult the register or ^{Consulting} registers and obtain certified extracts therefrom at his own ^{of register} expense.

16. At the dissolution of the Corporation, all property, ^{Dissolution} real and personal, and the undertakings and assets owned, ^{of} held, possessed and enjoyed by it shall be vested in the Roman Catholic Bishop of the Diocese where the head office of the Corporation is situated.

17. All properties, real or personal, and the undertakings ^{Property} and assets owned, held, possessed or enjoyed by The Capuchin ^{vested in} Fathers of Ottawa are hereby vested in the Corporation for its objects without the necessity of any other grant, conveyance, transfer, assignment or vesting thereof, but subject to the provisions of this Act and to all obligations, debts, mortgages, charges and liabilities in any way affecting the same or any part thereof.

Dissolution
of existing
Corporation

18. On the day this Act comes into force, the Corporation of The Capuchin Fathers of Ottawa is dissolved.

Statement
to
Provincial
Secretary

19. The Corporation, whenever required by the Lieutenant Governor in Council so to do, shall render an account in writing of its property and affairs to the Provincial Secretary.

Commence-
ment

20. This Act comes into force on the day it receives Royal Assent.

Short title

21. This Act may be cited as *The Capuchin Fathers of Ontario Act, 1960-61*.

An Act to incorporate
The Capuchin Fathers of Ontario

1st Reading

December 12th, 1960

2nd Reading

3rd Reading

MR. MORIN

(*Private Bill*)

BILL Pr33

2ND SESSION, 26TH LEGISLATURE, ONTARIO
9-10 ELIZABETH II, 1960-61

**An Act to incorporate
The Capuchin Fathers of Ontario**

MR. MORIN

BILL Pr33

1960-61

An Act to incorporate The Capuchin Fathers of Ontario

WHEREAS The Capuchin Fathers of Ottawa, a religious Preamble
order incorporated in Ontario under *An Act respecting Benevolent, Provident and other Societies*, being chapter 172 of the Revised Statutes of Ontario, 1887, on their declaration by His Honour Judge William Ross, a judge of the County of Carleton, on the 12th day of March, 1892, by its petition has represented that since its incorporation it has undergone considerable expansion and covers many ecclesiastical dioceses in Ontario and is continuing to progress and expand, that its powers, privileges and rights and its corporate structure are no longer adaptable to present needs, and that, by resolution dated the 3rd day of October, 1960, the corporation of The Capuchin Fathers of Ottawa has consented to a petition for special legislation incorporating a new corporation, under the name of "The Capuchin Fathers of Ontario", and transferring to it all the assets, rights and obligations of the existing corporation; and whereas the petitioner has prayed for special legislation in respect of the matters hereinafter set forth; and whereas it is expedient to grant the prayer of the petition;

Therefore, Her Majesty, by and with the advice and consent of the Legislative Assembly of the Province of Ontario, enacts as follows:

1. Reverend Father Henri Bolduc, known in religion as ^{The} Father Arthur, Reverend Father Louis Painchaud, known in ^{Capuchin} religion as Father Marie-Antoine, and Reverend Father ^{Fathers of} Leopold Picard, known in religion as Father Roch, being three ^{Ontario} members of the order, and such of the persons as become ^{incorporated} members of the order and their successors in the order are hereby constituted a body corporate and politic under the name of "The Capuchin Fathers of Ontario", herein called the Corporation.

2. The head office of the Corporation shall be at the City ^{Head office} of Ottawa, County of Carleton, Province of Ontario.

**Corporate
seal**

3. The Corporation has power from time to time to alter, renew or change its corporate seal at its pleasure, provided that the corporate seal shall always contain the name of the Corporation.

Objects

4. The objects of the Corporation in general are religion, charity, welfare, instruction and education, but, without limiting the generality of the objects hereinbefore mentioned, the Corporation also has the following objects and powers:

1. To establish, maintain and conduct churches.
2. To employ, conduct and direct missionaries to preach the Gospel.
3. To conduct public and private meetings of a religious, social and missionary nature.
4. To establish, maintain and conduct classes for religious education and to employ and pay instructors therefor.
5. To print, publish, sell and distribute literature of a religious and social nature and to establish and operate printing plants and centres of distribution.
6. To found, establish, maintain and promote asylums, homes, schools, high schools, academies, colleges, boarding schools, seminaries, juvenates, novitiates, scholasticates, family houses for orphan apprentices, perseverance societies, clubs, guilds (patronage), agricultural schools and art and trade schools, convents and other similar institutions.
7. To acquire, establish, erect, equip, maintain and conduct parishes, missions, parish halls or community centres.
8. To supply and render services of a charitable nature to poor and needy persons.
9. To establish a vault or cemetery on the property of any of its convents for the purpose of depositing therein the remains of its deceased members; provided such burial places are established and maintained in accordance with the provisions of the by-laws of the municipality in which they may be situate and in accordance with the laws and regulations of Ontario governing the burial of the dead.

10. To take care of its members or any other persons it employs.
11. To co-operate with any other organization, whether incorporated or not, for the purpose of co-operation in the prosecution of religious work.
12. Generally, to exercise all such powers as are necessary for carrying out the objects and purposes of the Corporation.

5. The Corporation has power to purchase or acquire, by ^{Property} gift, devise, bequest or otherwise, to hold, possess and enjoy and to have, take and receive to it and its successors to and for the actual use or occupation for the objects of the Corporation any real and personal property or any estate or interest therein, either absolutely or in trust, and to sell, transfer, charge, mortgage, hypothecate, lease or otherwise dispose of the same or any part thereof and to purchase others in their stead for the same objects.

6. Subject to any specific trust as to the same, the Corporation may invest funds only in securities that by ^{Investment of funds} *The Trustee Act* ^{R.S.O. 1960, c. 408} are authorized for investment by trustees.

7. The Corporation may issue debentures in such denominations and upon such terms as it may deem expedient, under the hand or hands of such officer or officers as may be thereto authorized and the seal of the Corporation, for any money borrowed under the authority of this Act, and the payment of such debentures and the interest thereon may be secured by mortgage in favour of a trustee or trustees for the holders of such debentures upon any real estate in Ontario under the control of the Corporation. ^{Debentures}

8. The Corporation may from time to time for its objects, ^{Borrowing powers}

- (a) borrow money upon the credit of the Corporation and limit or increase the amount to be borrowed;
- (b) make, draw, accept, endorse or become party to promissory notes or bills of exchange drawn, accepted or endorsed by the Corporation and countersigned by the proper party thereto authorized by the by-laws of the Corporation, and it shall not be necessary in any case to have the seal affixed to any such note or bill;
- (c) mortgage, hypothecate or pledge the real or personal property of the Corporation, or both, to secure any money borrowed for the objects of the Corporation.

Execution
of deeds, etc.

9. Any deed, transfer, mortgage, charge or other instrument relating to or dealing with real estate or any interest therein of the Corporation shall be deemed to be and shall be duly executed and shall be sufficient for the purposes for which it is intended if there are affixed thereto the seal of the Corporation and the signatures of two directors of the Corporation.

By-laws

10. The Corporation may from time to time make by-laws not contrary to law for,

- (a) the administration, management and control of the property, undertakings, business and other temporal affairs of the Corporation;
- (b) the appointment, term of office, functions, duties and remuneration of all members, officers, agents and servants of the Corporation and their successors;
- (c) the admission of members to and their dismissal from the Corporation;
- (d) the calling of meetings, regular or special, of the Corporation or of committees;
- (e) the fixing of the necessary quorum and procedure in all things at such meetings; and
- (f) generally, the carrying out of the objects and purposes of the Corporation.

Trust
property

11. All property, real or personal, held by the Corporation under any trust shall be managed and administered separately, with separate bookkeeping for each trust.

Designation
of members

12. A member of the Corporation may designate himself and be designated for all purposes by the name he bears in religion.

Provincial
Minister
of order

13. The rights and powers of the Corporation shall be exercised by the member of the order acting for the time being as Provincial Minister of the Province of Eastern Canada of the order.

By-laws

14.—(1) No by-law under section 10 shall be enacted, amended or repealed without the authorization of the Council of Advisors.

Council of
Advisors

(2) The Council of Advisors is composed of the members of the order acting for the time being as "Définites" of the Province of Eastern Canada of the order, as well as of the members appointed as such from time to time by the Corporation under its by-laws.

15.—(1) The Corporation shall keep at its head office one ^{Register} or more registers containing,

- (a) a copy of this Act;
- (b) the by-laws made in the exercise of the powers conferred by this Act;
- (c) the surnames, Christian names, nationalities, addresses and occupations of every member of the Corporation, indicating, as regards each, his name in religion, the date of his admission and the date when he ceased to be a member;
- (d) the surnames and Christian names of every member of the order who held or holds the office of Provincial Minister of the Province of Eastern Canada, indicating, as regards each, the date of his entry into office and the date when he ceased to hold office;
- (e) the surnames, Christian names and occupations of every member of the Council of Advisors of the Corporation, indicating, as regards each, the date of his entry into office and the date when he ceased to hold it;
- (f) a summary of the provisions of any specific trust;
- (g) the debts secured by mortgage on its real estate property, indicating, as regards each, the principal, a summary description of the property mortgaged and the name of the trustee.

(2) Any person interested may consult the register or ^{Consulting of register} registers and obtain certified extracts therefrom at his own expense.

16. At the dissolution of the Corporation, all property, ^{Dissolution of Corporation} real and personal, and the undertakings and assets owned, held, possessed and enjoyed by it shall be vested in the Roman Catholic Bishop of the Diocese where the head office of the Corporation is situated.

17. All properties, real or personal, and the undertakings ^{Property vested in Corporation} and assets owned, held, possessed or enjoyed by The Capuchin Fathers of Ottawa are hereby vested in the Corporation for its objects without the necessity of any other grant, conveyance, transfer, assignment or vesting thereof, but subject to the provisions of this Act and to all obligations, debts, mortgages, charges and liabilities in any way affecting the same or any part thereof.

Dissolution
of existing
Corporation

18. On the day this Act comes into force, the Corporation of The Capuchin Fathers of Ottawa is dissolved.

Statement
to
Provincial
Secretary

19. The Corporation, whenever required by the Lieutenant Governor in Council so to do, shall render an account in writing of its property and affairs to the Provincial Secretary.

Commence-
ment

20. This Act comes into force on the day it receives Royal Assent.

Short title

21. This Act may be cited as *The Capuchin Fathers of Ontario Act, 1960-61*.

An Act to incorporate
The Capuchin Fathers of Ontario

1st Reading

December 12th, 1960

2nd Reading

February 6th, 1961

3rd Reading

February 13th, 1961

MR. MORIN

BILL Pr34

2ND SESSION, 26TH LEGISLATURE, ONTARIO
9-10 ELIZABETH II, 1960-61

An Act to incorporate Thorneloe University

MR. LYONS

(PRIVATE BILL)

BILL Pr34

1960-61

An Act to incorporate Thorneloe University

WHEREAS the Incorporated Synod of the Diocese of Algoma (Anglican) by its petition has represented that it is desirous of extending its participation in higher education by establishing in Northern Ontario a church-related university having the power to federate with another university or other universities, either church-related or non-denominational; and whereas the petitioner has prayed for special legislation to effect such purpose; and whereas it is expedient to grant the prayer of the petition;

Therefore, Her Majesty, by and with the advice and consent of the Legislative Assembly of the Province of Ontario, enacts as follows:

1. In this Act,

Interpre-
tation

- (a) "Board" means The Board of Governors of Thorneloe University;
- (b) "Chancellor" means the Chancellor of the University;
- (c) "federated college" means a university or college federated with the University;
- (d) "President" means the President of the University;
- (e) "property" includes all property, both real and personal;
- (f) "real property" includes messuages, lands, tenements and hereditaments, whether corporeal or incorporeal, and any undivided share thereof and estate and interest therein;
- (g) "Senate" means the Senate of the University;
- (h) "teaching staff" includes professors, associate professors, assistant professors, lecturers, associates,

instructors, demonstrators and all others engaged in the work of teaching or giving instruction or in research;

(i) "University" means Thorneloe University.

Thorneloe
University
incorporated

2. The Most Reverend W. L. Wright, The Very Reverend F. F. Nock, The Venerable J. S. Smedley, The Venerable Cyril Peto, The Venerable Canon S. M. Craymer, R.D., Harold M. Monteith, Fred S. Dent, Alexander Godfrey, E. C. Brideaux, R. W. Dudley, and such other persons as may hereafter be elected Chancellor, President or a member of the Board, are hereby created a body corporate with perpetual succession and a common seal under the name of "Thorneloe University".

Objects

3. The objects and purposes of the University are,

- (a) the advancement of learning and the dissemination of knowledge; and
- (b) the intellectual, social, moral and physical development of its members and the betterment of society.

Faculties
and
schools

4. The University has power to establish and maintain such faculties, schools, institutes, departments, chairs and courses as shall be deemed meet by the Senate and approved with respect to finances and facilities by the Board.

Degrees

5. The University has power and authority to grant in all branches of learning any and all university degrees and honorary degrees and diplomas.

Powers
re
affiliation

6. The University has power and capacity to affiliate with, or take into affiliation or federate with, other universities, colleges and institutions of learning on such terms and for such periods of time as the Board may determine.

Religious
tests not
to be
required

7. The University shall be carried on as a Christian school of learning, but no religious test shall be required of any professor, lecturer, teacher, officer, employee, servant or student of the University.

Property

R.S.O. 1960,
c. 191

8.—(1) The University has, in addition to the powers, rights and privileges mentioned in section 26 of *The Interpretation Act*, power to acquire by purchase, lease, gift, devise, bequest or otherwise any real or personal property absolutely or in trust and to hold and enjoy any estate or property whatsoever, and to sell, grant, exchange, convey, mortgage, lease and otherwise alienate the same, or any part thereof, from time to time as occasion may require and to acquire other

estate and property in addition thereto without licence in mortmain and without limitation as to the period of holding.

(2) The University has power to,

University,
borrowing
powers

- (a) borrow money on its credit in such amount, on such terms and from such persons, firms and corporations, including chartered banks, as may be determined by the Board;
- (b) make, draw and endorse promissory notes or bills of exchange;
- (c) hypothecate, pledge or charge any or all personal and real property of the University to secure any money so borrowed or the fulfilment of the obligation incurred by it under any promissory note or bill of exchange signed, made, drawn or endorsed by it;
- (d) issue bonds, debentures and obligations on such terms and conditions as the Board may decide and pledge or sell such bonds, debentures and obligations for such sums and at such prices as the Board may decide and may mortgage, charge, hypothecate or pledge all or any part of the real or personal property of the University to secure any such bonds, debentures and obligations.

(3) The funds of the University not immediately required for its purposes and the proceeds of all property that come into the hands of the University, subject to any trusts affecting the same, may be invested under the powers of investment in the *Canadian and British Insurance Companies Act* (Canada), and all property and revenue of the University shall be applied for the attainment of the objects for which the University is constituted and to the payment of expenses to be incurred for objects connected with or depending on the purposes aforesaid.

Investment
of surplus
funds

R.S.C. 1952,
c. 31

9. Property vested in the University or in any federated college or property vested in both the University and one or more federated colleges, and any property leased to and occupied by the University or federated college, or leased to and occupied by the University and one or more federated colleges, are not liable for taxation for provincial, municipal or school purposes and are exempt from every description of such taxation so long as the same are actually used and occupied for the purposes of the University or of a federated college.

Tax
exemption

Application
of statute of
limitations

10. All property vested in the University shall, as far as the application thereto of any statute of limitations is concerned, be deemed to have been and to be real property vested in the Crown for the public use of Ontario.

Real
property
not liable to
expropria-
tion

11. Real property vested in the University is not liable to be entered upon, used or taken by any corporation, except a municipal corporation, or by any person possessing the right of taking real property compulsorily for any purpose, and no power to expropriate real property hereafter conferred extends to such real property unless in the Act conferring the power it is made in express terms to apply thereto.

Proceedings
in name of
University

12. All proceedings by or against the University may be had and taken in the name of "Thorneloe University".

Liability
of members,
etc.

13. Nothing herein contained has the effect of or shall be construed to have the effect of rendering all or any of the members or officers of the University, or any person whatsoever, individually liable or accountable for or by reason of any debt, contract or security incurred or entered into for or by reason of the University or for or on account of or in respect of any matter or thing whatsoever relating to the University.

Management
of University
vested in
Board

14.—(1) Except as to such matters as are by this Act specifically assigned to the Senate, the government, management and control of the University and of its property, revenues, expenditures, business and affairs are vested in a board under the name of "The Board of Governors of Thorneloe University" and the Board has all the powers necessary or convenient to perform its duties and achieve the objects and purposes of the University, including, without limiting the generality of the foregoing, power,

- (a) to appoint or remove the President;
- (b) to appoint or remove, on recommendation of the President, the head of any university, college, faculty, school or institute established by the University or affiliated with the University;
- (c) to appoint or remove, on recommendation of the President, the professors and other members of the teaching staff of the University, other than federated or affiliated colleges, and to appoint all other officers, agents and servants of the University;
- (d) to fix the numbers, duties, salaries and other emoluments of the officers, teachers, agents and servants of the University;

- (e) to appoint an executive committee and such other committees as it may deem advisable, and to delegate to any such committee any of its powers;
- (f) to borrow money for the purposes of the University and give security therefor on such terms and in such amounts as it may deem advisable;
- (g) to make by-laws and regulations not inconsistent with the conduct of its affairs, including the fixing of a quorum, the election or appointment of its members and the filling of vacancies.

(2) By-laws shall not require confirmation by the members of the University. Confirmation of by-laws

15. The persons named in section 2, and such persons as may be appointed by them, shall constitute the provisional board of governors which shall act until the Board is reconstituted in accordance with section 16, provided that the total number of members shall not exceed twenty-four. Provisional board

16. Within twenty-four months from the coming into force of this Act, the Board shall be reconstituted to consist of, Composition of Board

- (a) the Chancellor *ex officio*;
- (b) the President *ex officio*; and
- (c) such number of members, not exceeding twenty-four, as may be prescribed by the by-laws of the Board, elected or appointed for a term of four years in the manner prescribed by the by-laws of the Board.

17. No persons on the teaching staff or administrative staff of the University, other than the Chancellor and the President, shall be members of the Board. Eligibility of staff

18. The Board shall elect a chairman from among its members. Chairman

19. After thirty days notice to any member, the Board may, by resolution passed by at least two-thirds of the votes cast at a meeting of the Board, declare vacant the seat of such member. Vacancies

20.—(1) There shall be a Senate of the University composed of, Senate

- (a) the Chancellor *ex officio*;

- (b) the President *ex officio*;
- (c) the deans or chairmen of faculty boards *ex officio*;
- (d) two members of the Board appointed by the Board;
- (e) such numbers of other persons representing such faculties, institutions or organizations as the Senate may determine.

Vacancies

- (2) The body possessing the power of election or appointment may fill a vacancy on the Senate for the unexpired portion of any term.

Powers of Senate

21. The Senate is responsible for the educational policy of the University and, with the approval of the Board in so far as the expenditure of funds and the establishment of facilities are concerned, may create faculties or departments or establish chairs in any and as many of the arts and sciences as the Senate may determine, may create faculty councils to act as executive committees for the Senate to regulate the admission of students, courses of study and requirements for graduation, may enact by-laws regulating matters in this section referred to and may from time to time amend or replace any of its by-laws, and, without limiting the generality of the foregoing, the Senate has power,

- (a) to elect the Chancellor;
- (b) to control and regulate the system of education of the University;
- (c) to determine the courses of study and suitable standards of admission into the University and qualifications for degrees;
- (d) to conduct examinations and appoint examiners;
- (e) to deal with matters arising in connection with the award of fellowships, scholarships, medals, prizes and other awards;
- (f) to confer the degrees of Bachelors, Masters and Doctors in the several arts, sciences and faculties, and all other degrees that may appropriately be conferred by a university;
- (g) to make by-laws and regulations for the conduct of its affairs, including the fixing of a quorum and the election or appointment of its members.

22.—(1) There shall be a President of the University who ^{President} shall be appointed by the Board and who, unless otherwise provided, shall hold office during the pleasure of the Board.

(2) The Board may appoint a Vice-President who shall act ^{Vice-President} in the absence of the President and has such other powers and duties as may be conferred on him by the Board.

(3) The President shall be Vice-Chancellor and chief ^{President to be Vice-Chancellor and chief executive officer} executive officer of the University and, in the absence of or a vacancy in the office of the Chancellor, shall perform the functions of the Chancellor, and, subject to the will of Board, the President shall have supervision over and direction of the academic work and general administration of the University and the teaching staff thereof, and the officers and servants thereof, and the students thereof, and also has such other powers and duties as from time to time may be conferred upon or assigned to him by the Board.

23. There shall be a Chancellor elected by the Senate, ^{Chancellor} who shall be the titular head of the University, who shall confer all degrees and who shall, subject to the will of the Senate, hold office for three years or until his successor is elected.

24. The accounts of the University shall be audited at ^{Audit} least once a year by a practising auditor.

25. The University shall submit to the Lieutenant Governor ^{Annual report} in Council, upon request, the annual report of the University and such other reports as may be so requested from time to time.

26. This Act comes into force on the day it receives Royal ^{Commencement} Assent.

27. This Act may be cited as *The Thorneloe University* ^{Short title} *Act, 1960-61.*

1st Reading

December 12th, 1960

2nd Reading

3rd Reading

MR. LYONS

(Private Bill)

BILL Pr34

2ND SESSION, 26TH LEGISLATURE, ONTARIO
9-10 ELIZABETH II, 1960-61

An Act to incorporate Thorneloe University

MR. LYONS

BILL Pr34

1960-61

An Act to incorporate Thorneloe University

WHEREAS the Incorporated Synod of the Diocese of Algoma (Anglican) by its petition has represented that it is desirous of extending its participation in higher education by establishing in Northern Ontario a church-related university having the power to federate with another university or other universities, either church-related or non-denominational; and whereas the petitioner has prayed for special legislation to effect such purpose; and whereas it is expedient to grant the prayer of the petition;

Therefore, Her Majesty, by and with the advice and consent of the Legislative Assembly of the Province of Ontario, enacts as follows:

1. In this Act,

Interpre-
tation

- (a) "Board" means The Board of Governors of Thorneloe University;
- (b) "Chancellor" means the Chancellor of the University;
- (c) "federated college" means a university or college federated with the University;
- (d) "President" means the President of the University;
- (e) "property" includes all property, both real and personal;
- (f) "real property" includes messuages, lands, tenements and hereditaments, whether corporeal or incorporeal, and any undivided share thereof and estate and interest therein;
- (g) "Senate" means the Senate of the University;
- (h) "teaching staff" includes professors, associate professors, assistant professors, lecturers, associates,

instructors, demonstrators and all others engaged in the work of teaching or giving instruction or in research;

(i) "University" means Thorneloe University.

Thorneloe
University
incorporated

2. The Most Reverend W. L. Wright, The Very Reverend F. F. Nock, The Venerable J. S. Smedley, The Venerable Cyril Peto, The Venerable Canon S. M. Craymer, R.D., Harold M. Monteith, Fred S. Dent, Alexander Godfrey, E. C. Brideaux, R. W. Dudley, and such other persons as may hereafter be elected Chancellor, President or a member of the Board, are hereby created a body corporate with perpetual succession and a common seal under the name of "Thorneloe University".

Objects

3. The objects and purposes of the University are,

(a) the advancement of learning and the dissemination of knowledge; and

(b) the intellectual, social, moral and physical development of its members and the betterment of society.

Faculties
and schools

4. The University has power to establish and maintain such faculties, schools, institutes, departments, chairs and courses as shall be deemed meet by the Senate and approved with respect to finances and facilities by the Board.

Degrees

5. The University has power and authority to grant in all branches of learning any and all university degrees and honorary degrees and diplomas.

Powers
re
affiliation

6. The University has power and capacity to affiliate with, or take into affiliation or federate with, other universities, colleges and institutions of learning on such terms and for such periods of time as the Board may determine.

Religious
tests not
to be
required

7. The University shall be carried on as a Christian school of learning, but no religious test shall be required of any professor, lecturer, teacher, officer, employee, servant or student of the University.

Property

R.S.O. 1960,
c. 191

8.—(1) The University has, in addition to the powers, rights and privileges mentioned in section 26 of *The Interpretation Act*, power to acquire by purchase, lease, gift, devise, bequest or otherwise any real or personal property absolutely or in trust and to hold and enjoy any estate or property whatsoever, and to sell, grant, exchange, convey, mortgage, lease and otherwise alienate the same, or any part thereof, from time to time as occasion may require and to acquire other

estate and property in addition thereto without licence in mortmain and without limitation as to the period of holding.

(2) The University has power to,

University,
borrowing
powers

- (a) borrow money on its credit in such amount, on such terms and from such persons, firms and corporations, including chartered banks, as may be determined by the Board;
- (b) make, draw and endorse promissory notes or bills of exchange;
- (c) hypothecate, pledge or charge any or all personal and real property of the University to secure any money so borrowed or the fulfilment of the obligation incurred by it under any promissory note or bill of exchange signed, made, drawn or endorsed by it;
- (d) issue bonds, debentures and obligations on such terms and conditions as the Board may decide and pledge or sell such bonds, debentures and obligations for such sums and at such prices as the Board may decide and may mortgage, charge, hypothecate or pledge all or any part of the real or personal property of the University to secure any such bonds, debentures and obligations.

(3) The funds of the University not immediately required for its purposes and the proceeds of all property that come into the hands of the University, subject to any trusts affecting the same, may be invested under the powers of investment in the *Canadian and British Insurance Companies Act* (Canada), and all property and revenue of the University shall be applied for the attainment of the objects for which the University is constituted and to the payment of expenses to be incurred for objects connected with or depending on the purposes aforesaid.

Investment
of surplus
funds

R.S.C. 1952,
c. 31

9. Property vested in the University or in any federated college or property vested in both the University and one or more federated colleges, and any property leased to and occupied by the University or federated college, or leased to and occupied by the University and one or more federated colleges, are not liable for taxation for provincial, municipal or school purposes and are exempt from every description of such taxation so long as the same are actually used and occupied for the purposes of the University or of a federated college.

Tax
exemption

Application
of statute of
limitations

10. All property vested in the University shall, as far as the application thereto of any statute of limitations is concerned, be deemed to have been and to be real property vested in the Crown for the public use of Ontario.

Real
property
not liable to
expropria-
tion

11. Real property vested in the University is not liable to be entered upon, used or taken by any corporation, except a municipal corporation, or by any person possessing the right of taking real property compulsorily for any purpose, and no power to expropriate real property hereafter conferred extends to such real property unless in the Act conferring the power it is made in express terms to apply thereto.

Proceedings
in name of
University

12. All proceedings by or against the University may be had and taken in the name of "Thorneloe University".

Liability
of members,
etc.

13. Nothing herein contained has the effect of or shall be construed to have the effect of rendering all or any of the members or officers of the University, or any person whatsoever, individually liable or accountable for or by reason of any debt, contract or security incurred or entered into for or by reason of the University or for or on account of or in respect of any matter or thing whatsoever relating to the University.

Management
of University
vested in
Board

14.—(1) Except as to such matters as are by this Act specifically assigned to the Senate, the government, management and control of the University and of its property, revenues, expenditures, business and affairs are vested in a board under the name of "The Board of Governors of Thorneloe University" and the Board has all the powers necessary or convenient to perform its duties and achieve the objects and purposes of the University, including, without limiting the generality of the foregoing, power,

- (a) to appoint or remove the President;
- (b) to appoint or remove, on recommendation of the President, the head of any university, college, faculty, school or institute established by the University or affiliated with the University;
- (c) to appoint or remove, on recommendation of the President, the professors and other members of the teaching staff of the University, other than federated or affiliated colleges, and to appoint all other officers, agents and servants of the University;
- (d) to fix the numbers, duties, salaries and other emoluments of the officers, teachers, agents and servants of the University;

- (e) to appoint an executive committee and such other committees as it may deem advisable, and to delegate to any such committee any of its powers;
- (f) to borrow money for the purposes of the University and give security therefor on such terms and in such amounts as it may deem advisable;
- (g) to make by-laws and regulations not inconsistent with the conduct of its affairs, including the fixing of a quorum, the election or appointment of its members and the filling of vacancies.

(2) By-laws shall not require confirmation by the members of the University. Confirmation of by-laws

15. The persons named in section 2, and such persons as may be appointed by them, shall constitute the provisional board of governors which shall act until the Board is reconstituted in accordance with section 16, provided that the total number of members shall not exceed twenty-four. Provisional board

16. Within twenty-four months from the coming into force of this Act, the Board shall be reconstituted to consist of, Composition of Board

- (a) the Chancellor *ex officio*;
- (b) the President *ex officio*; and
- (c) such number of members, not exceeding twenty-four, as may be prescribed by the by-laws of the Board, elected or appointed for a term of four years in the manner prescribed by the by-laws of the Board.

17. No persons on the teaching staff or administrative staff of the University, other than the Chancellor and the President, shall be members of the Board. Eligibility of staff

18. The Board shall elect a chairman from among its members. Chairman

19. After thirty days notice to any member, the Board may, by resolution passed by at least two-thirds of the votes cast at a meeting of the Board, declare vacant the seat of such member. Vacancies

20.—(1) There shall be a Senate of the University composed of, Senate

- (a) the Chancellor *ex officio*;

- (b) the President *ex officio*;
- (c) the deans or chairmen of faculty boards *ex officio*;
- (d) two members of the Board appointed by the Board;
- (e) such numbers of other persons representing such faculties, institutions or organizations as the Senate may determine.

Vacancies

(2) The body possessing the power of election or appointment may fill a vacancy on the Senate for the unexpired portion of any term.

Powers of Senate

21. The Senate is responsible for the educational policy of the University and, with the approval of the Board in so far as the expenditure of funds and the establishment of facilities are concerned, may create faculties or departments or establish chairs in any and as many of the arts and sciences as the Senate may determine, may create faculty councils to act as executive committees for the Senate to regulate the admission of students, courses of study and requirements for graduation, may enact by-laws regulating matters in this section referred to and may from time to time amend or replace any of its by-laws, and, without limiting the generality of the foregoing, the Senate has power,

- (a) to elect the Chancellor;
- (b) to control and regulate the system of education of the University;
- (c) to determine the courses of study and suitable standards of admission into the University and qualifications for degrees;
- (d) to conduct examinations and appoint examiners;
- (e) to deal with matters arising in connection with the award of fellowships, scholarships, medals, prizes and other awards;
- (f) to confer the degrees of Bachelors, Masters and Doctors in the several arts, sciences and faculties, and all other degrees that may appropriately be conferred by a university;
- (g) to make by-laws and regulations for the conduct of its affairs, including the fixing of a quorum and the election or appointment of its members.

22.—(1) There shall be a President of the University who ^{President} shall be appointed by the Board and who, unless otherwise provided, shall hold office during the pleasure of the Board.

(2) The Board may appoint a Vice-President who shall act ^{Vice-President} in the absence of the President and has such other powers and duties as may be conferred on him by the Board.

(3) The President shall be Vice-Chancellor and chief ^{President to be Vice-Chancellor and chief executive officer} executive officer of the University and, in the absence of or a vacancy in the office of the Chancellor, shall perform the functions of the Chancellor, and, subject to the will of Board, the President shall have supervision over and direction of the academic work and general administration of the University and the teaching staff thereof, and the officers and servants thereof, and the students thereof, and also has such other powers and duties as from time to time may be conferred upon or assigned to him by the Board.

23. There shall be a Chancellor elected by the Senate, ^{Chancellor} who shall be the titular head of the University, who shall confer all degrees and who shall, subject to the will of the Senate, hold office for three years or until his successor is elected.

24. The accounts of the University shall be audited at ^{Audit} least once a year by a practising auditor.

25. The University shall submit to the Lieutenant Governor ^{Annual report} in Council, upon request, the annual report of the University and such other reports as may be so requested from time to time.

26. This Act comes into force on the day it receives Royal ^{Commence-} Assent. ^{ment}

27. This Act may be cited as *The Thorneloe University* ^{Short title} *Act, 1960-61.*

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1st Reading

December 12th, 1960

2nd Reading

March 1st, 1961

3rd Reading

March 9th, 1961

MR. LYONS

BILL Pr35

2ND SESSION, 26TH LEGISLATURE, ONTARIO
9-10 ELIZABETH II, 1960-61

An Act respecting the City of Peterborough

MR. BROWN

(PRIVATE BILL)

BILL Pr35

1960-61

An Act respecting the City of Peterborough

WHEREAS The Corporation of the City of Peterborough, Preamble
 herein called the Corporation, by its petition has prayed
 for special legislation in respect of the matters hereinafter set
 forth; and whereas it is expedient to grant the prayer of the
 petition;

Therefore, Her Majesty, by and with the advice and consent
 of the Legislative Assembly of the Province of Ontario, enacts
 as follows:

1. In this Act, "dwelling" means any building, part of a Interpretation
 building, tent, trailer or other covering or structure and the
 contents thereof, the whole or any portion of which has been
 used, is used or is capable of being used for the purposes of
 human habitation, with the land and premises appurtenant
 thereto and all outbuildings, fences or erections thereon or
 therein.

2. Upon the expiration of one year following the closing of Order for demolition of dwelling R.S.O. 1960, c. 321
 any dwelling pursuant to section 99 of *The Public Health Act*
 as unfit for human habitation or dangerous to health and upon
 the report of the medical officer of health that such dwelling
 is unfit for human habitation or dangerous to health, the
 council of the Corporation may, by by-law passed at any
 general meeting thereof by a vote of three-fourths of all the
 members of the council, order the removal or demolition of
 such dwelling.

3. Notice of the by-law shall be registered in the Registry Notice of by-law
 Office for the Registry Division of the County of Peter-
 borough and notice shall thereafter be served upon the owner,
 the mortgagee and any other encumbrancer appearing on the
 registered title, and the owner, mortgagee or encumbrancer
 has the right to appeal to the judge of the county court of Appeal
 the County of Peterborough from the decision of the council
 to remove or demolish the dwelling by written notice of appeal
 delivered to the clerk of the Corporation within thirty days
 after the date of service of the notice of the by-law.

Contents
of notice

4. The notice of the by-law shall include a copy of the by-law and shall set out the method and time for appealing from the decision of the council of the Corporation.

Power of
City
Engineer
to carry
out order

5. Unless notice of an appeal is received by the clerk of the Corporation within the time stated herein, the decision of the council of the Corporation to remove or demolish the dwelling may be carried out forthwith by the City Engineer on behalf of the Corporation and for this purpose the Corporation with its servants and agents may from time to time enter upon the lands of the owner, and the Corporation is not liable to compensate the owner or any other person by reason of anything done by or on behalf of the Corporation under the authority of this section.

Lien

6. The Corporation has a lien for the amount expended by or on behalf of the Corporation in carrying out the decision of the council to remove or demolish the dwelling and the certificate of the clerk of the Corporation as to the amount so expended is final, and such amount shall be added to the collector's roll of taxes for the current year and shall be collected in the same manner as real property taxes.

Hearing
of appeal

7. If the decision of the council of the Corporation is appealed, the clerk of the Corporation shall obtain an appointment for a hearing before the judge of the county court of the County of Peterborough and shall give notice thereof by such means and to such persons as the judge may require.

Order of
judge

8. After hearing the persons who attend on the appeal, the judge may confirm the decision of the council of the Corporation and dismiss the appeal, in which case the Corporation may proceed forthwith to remove or demolish the dwelling, or the judge may make such other order as he deems advisable under the circumstances.

Commence-
ment

9. This Act comes into force on the day it receives Royal Assent.

Short title

10. This Act may be cited as *The City of Peterborough Act, 1960-61 (No. 2)*.

An Act respecting
the City of Peterborough

1st Reading

December 12th, 1960

2nd Reading

3rd Reading

MR. BROWN

(*Private Bill*)

BILL Pr35

2ND SESSION, 26TH LEGISLATURE, ONTARIO
9-10 ELIZABETH II, 1960-61

An Act respecting the City of Peterborough

MR. BROWN

(Reprinted as amended by the Committee on Private Bills)

BILL Pr35

1960-61

An Act respecting the City of Peterborough

WHEREAS The Corporation of the City of Peterborough, Preamble
 herein called the Corporation, by its petition has prayed
 for special legislation in respect of the matters hereinafter set
 forth; and whereas it is expedient to grant the prayer of the
 petition;

Therefore, Her Majesty, by and with the advice and consent
 of the Legislative Assembly of the Province of Ontario, enacts
 as follows:

1. In this Act, "dwelling" means any building, part of a Interpre-
tation
 building, tent, trailer or other covering or structure and the
 contents thereof, the whole or any portion of which has been
 used, is used or is capable of being used for the purposes of
 human habitation, with the land and premises appurtenant
 thereto and all outbuildings, fences or erections thereon or
 therein.

2. Upon the expiration of one year following the closing of Order for
demolition
of dwelling
R.S.O. 1960,
c. 321
 any dwelling pursuant to section 99 of *The Public Health Act*
 as unfit for human habitation or dangerous to health and upon
 the report of the medical officer of health that such dwelling
 is unfit for human habitation or dangerous to health, the
 council of the Corporation may, by by-law passed at any
 general meeting thereof by a vote of three-fourths of all the
 members of the council, order the removal or demolition of
 such dwelling.

3. Notice of the by-law shall be registered in the Registry Notice of
by-law
 Office for the Registry Division of the County of Peter-
 borough and notice shall thereafter be served upon the owner,
 the mortgagee and any other encumbrancer appearing on the
 registered title and upon any execution creditor appearing on
the records of the sheriff's office, and the owner, mortgagee,
 encumbrancer or execution creditor has the right to appeal to Appeal
 the judge of the county court of the County of Peterborough
 from the decision of the council to remove or demolish the

dwelling by written notice of appeal delivered to the clerk of the Corporation within thirty days after the date of service of the notice of the by-law.

Contents
of notice

4. The notice of the by-law shall include a copy of the by-law and shall set out the method and time for appealing from the decision of the council of the Corporation.

Power of
City
Engineer
to carry
out order

5. Unless notice of an appeal is received by the clerk of the Corporation within the time stated herein, the decision of the council of the Corporation to remove or demolish the dwelling may be carried out forthwith by the City Engineer on behalf of the Corporation and for this purpose the Corporation with its servants and agents may from time to time enter upon the lands of the owner, and the Corporation is not liable to compensate the owner or any other person by reason of anything done by or on behalf of the Corporation under the authority of this section.

Lien

6. The Corporation has a lien for the amount expended by or on behalf of the Corporation in carrying out the decision of the council to remove or demolish the dwelling and the certificate of the clerk of the Corporation as to the amount so expended is final, and such amount shall be added to the collector's roll of taxes for the current year and shall be collected in the same manner as real property taxes.

Hearing
of appeal

7. If the decision of the council of the Corporation is appealed, the clerk of the Corporation shall obtain an appointment for a hearing before the judge of the county court of the County of Peterborough and shall give notice thereof by such means and to such persons as the judge may require.

Order of
judge

8. After hearing the persons who attend on the appeal, the judge may confirm the decision of the council of the Corporation and dismiss the appeal, in which case the Corporation may proceed forthwith to remove or demolish the dwelling, or the judge may make such other order as he deems advisable under the circumstances.

Commence-
ment

9. This Act comes into force on the day it receives Royal Assent.

Short title

10. This Act may be cited as *The City of Peterborough Act, 1960-61 (No. 2)*.

An Act respecting
the City of Peterborough

1st Reading

December 12th, 1960

2nd Reading

3rd Reading

MR. BROWN

*(Reprinted as amended by the
Committee on Private Bills)*

BILL Pr35

2ND SESSION, 26TH LEGISLATURE, ONTARIO
9-10 ELIZABETH II, 1960-61

An Act respecting the City of Peterborough

MR. BROWN

BILL Pr35

1960-61

An Act respecting the City of Peterborough

WHEREAS The Corporation of the City of Peterborough, ^{Preamble} herein called the Corporation, by its petition has prayed for special legislation in respect of the matters hereinafter set forth; and whereas it is expedient to grant the prayer of the petition;

Therefore, Her Majesty, by and with the advice and consent of the Legislative Assembly of the Province of Ontario, enacts as follows:

1. In this Act, "dwelling" means any building, part of a ^{Interpre-} building, tent, trailer or other covering or structure and the ^{tation} contents thereof, the whole or any portion of which has been used, is used or is capable of being used for the purposes of human habitation, with the land and premises appurtenant thereto and all outbuildings, fences or erections thereon or therein.

2. Upon the expiration of one year following the closing of ^{Order for} any dwelling pursuant to section 99 of *The Public Health Act* ^{demolition} as unfit for human habitation or dangerous to health and upon ^{of dwelling} the report of the medical officer of health that such dwelling ^{R.S.O. 1960,} is unfit for human habitation or dangerous to health, the ^{c. 321} council of the Corporation may, by by-law passed at any general meeting thereof by a vote of three-fourths of all the members of the council, order the removal or demolition of such dwelling.

3. Notice of the by-law shall be registered in the Registry ^{Notice of} Office for the Registry Division of the County of Peter- ^{by-law} borough and notice shall thereafter be served upon the owner, the mortgagee and any other encumbrancer appearing on the registered title and upon any execution creditor appearing on the records of the sheriff's office, and the owner, mortgagee, encumbrancer or execution creditor has the right to appeal to ^{Appeal} the judge of the county court of the County of Peterborough from the decision of the council to remove or demolish the

dwelling by written notice of appeal delivered to the clerk of the Corporation within thirty days after the date of service of the notice of the by-law.

Contents
of notice

4. The notice of the by-law shall include a copy of the by-law and shall set out the method and time for appealing from the decision of the council of the Corporation.

Power of
City
Engineer
to carry
out order

5. Unless notice of an appeal is received by the clerk of the Corporation within the time stated herein, the decision of the council of the Corporation to remove or demolish the dwelling may be carried out forthwith by the City Engineer on behalf of the Corporation and for this purpose the Corporation with its servants and agents may from time to time enter upon the lands of the owner, and the Corporation is not liable to compensate the owner or any other person by reason of anything done by or on behalf of the Corporation under the authority of this section.

Lien

6. The Corporation has a lien for the amount expended by or on behalf of the Corporation in carrying out the decision of the council to remove or demolish the dwelling and the certificate of the clerk of the Corporation as to the amount so expended is final, and such amount shall be added to the collector's roll of taxes for the current year and shall be collected in the same manner as real property taxes.

Hearing
of appeal

7. If the decision of the council of the Corporation is appealed, the clerk of the Corporation shall obtain an appointment for a hearing before the judge of the county court of the County of Peterborough and shall give notice thereof by such means and to such persons as the judge may require.

Order of
judge

8. After hearing the persons who attend on the appeal, the judge may confirm the decision of the council of the Corporation and dismiss the appeal, in which case the Corporation may proceed forthwith to remove or demolish the dwelling, or the judge may make such other order as he deems advisable under the circumstances.

Commence-
ment

9. This Act comes into force on the day it receives Royal Assent.

Short title

10. This Act may be cited as *The City of Peterborough Act, 1960-61 (No. 2)*.

1st Reading

December 12th, 1960

2nd Reading

February 6th, 1961

3rd Reading

February 13th, 1961

MR. BROWN

BILL Pr36

2ND SESSION, 26TH LEGISLATURE, ONTARIO
9-10 ELIZABETH II, 1960-61

An Act respecting the City of Chatham

MR. PARRY

(PRIVATE BILL)

BILL Pr36

1960-61

An Act respecting the City of Chatham

WHEREAS The Corporation of the City of Chatham Preamble
by its petition has prayed for special legislation in
respect of the matter hereinafter set forth; and whereas it is
expedient to grant the prayer of the petition;

Therefore, Her Majesty, by and with the advice and consent
of the Legislative Assembly of the Province of Ontario, enacts
as follows:

1. By-law No. 4866 of The Corporation of the City of By-law and Agreement confirmed
Chatham, being a by-law to authorize the amendment of the
Agreement dated the 18th day of October, 1957, between the
Corporation and J. I. DeNure (Chatham) Limited respecting
the operation of a bus transportation service for the citizens
of the Corporation, as set forth in the Schedule to *The City* 1958, c. 129
of Chatham Act, 1958, and the Agreement set forth in
Schedule "A" to By-law No. 4866, as set forth in the Schedule
to this Act, are hereby confirmed and declared to be valid
and binding upon the Corporation and the ratepayers thereof
and upon J. I. DeNure (Chatham) Limited and upon any
other person or persons affected thereby.

2. This Act comes into force on the day it receives Royal Commence-
ment
Assent.

3. This Act may be cited as *The City of Chatham Act*, Short title
1960-61.

SCHEDULE

BY-LAW No. 4866

OF THE CORPORATION OF THE CITY OF CHATHAM

A BY-LAW to amend the Agreement between the Corporation of the City of Chatham and J. I. DeNure (Chatham) Limited dated the 18th day of October, 1957, and to authorize the application for special legislation ratifying the amendments.

FINALLY PASSED the 6th day of December, 1960.

WHEREAS By-law No. 4452 of the Corporation of the City of Chatham, finally passed the 16th day of December, 1957, and ratified by *The City of Chatham Act, 1958*, authorized the execution of an Agreement granting a franchise for the operation of a bus transportation for the citizens of the City of Chatham by J. I. DeNure (Chatham) Limited;

AND WHEREAS it is considered expedient by both Parties to the said Agreement that the same be amended in certain respects so as to clarify their mutual obligations under the said Agreement;

AND WHEREAS it will be necessary to obtain special legislation from the Legislative Assembly of the Province of Ontario for authority to amend the said Agreement.

BE IT THEREFORE ENACTED by the Municipal Council of the Corporation of the City of Chatham as follows:

1. That the Agreement between the Corporation of the City of Chatham and J. I. DeNure (Chatham) Limited, dated the 18th day of October, 1957, be amended as set forth in an Agreement between the Parties dated the 15th day of November, 1960, as set forth in Schedule "A" hereto.

2. That the Mayor and Clerk are hereby authorized to execute on behalf of the Corporation of the City of Chatham the said Agreement marked Schedule "A" hereto.

3. That the Mayor and Clerk are hereby authorized to sign, on behalf of the Corporation of the City of Chatham, a petition to the Legislative Assembly of the Province of Ontario and to the Lieutenant Governor in Council for special legislation permitting the Parties to enter into the said Agreement, Schedule "A" hereto, and confirming the same as being binding upon the Corporation and the ratepayers thereof, and upon J. I. DeNure (Chatham) Limited and any other person or persons affected thereby.

This By-law shall come into full force and effect when special legislation of the Legislative Assembly of the Province of Ontario comes into effect ratifying and confirming the said Agreement as aforesaid.

G. R. NEWKIRK,
Mayor.

WM. L. FOREMAN,
Clerk.

(Corporate seal)

Schedule "A"

THIS AGREEMENT made in triplicate this 15th day of November, A.D. 1960.

BETWEEN:

THE CORPORATION OF THE CITY OF CHATHAM,
hereinafter called the "Party",

OF THE FIRST PART;

— and —

J. I. DENURE (CHATHAM) LIMITED,
hereinafter called the "Party",

OF THE SECOND PART.

WHEREAS the Parties hereto are the Parties to an Agreement dated the 18th day of October, 1957, which has been confirmed by special legislation of the Legislative Assembly of the Province of Ontario;

AND WHEREAS it is desired to amend the said Agreement as hereinafter set forth.

THEREFORE THIS AGREEMENT WITNESSETH that the Parties mutually covenant and agree for themselves, their successors and assigns, as follows:

1. Paragraph 11 of the Agreement dated the 18th day of October, 1957, between the Parties is hereby deleted and the following substituted therefor:

11. In consideration of the performance of all of its covenants herein contained by the Party of the second part, the Party of the first part covenants to pay to the Party of the second part a price for each mile its buses are operated in providing the transportation service required hereunder (excluding mileage for chartered trips within the City), determined as hereinafter set forth. The mileage to be paid for shall be determined every two weeks on a basis whereby the distances of the routes travelled are logged and the total number of trips over such routes are counted, and the mileage determined by multiplying the mileage distances of the routes by the number of trips made. Payments on account of the price per mile shall be made every two weeks according to the mileage logged during the immediately preceding two weeks.

The price per mile shall be determined as of January 1st and July 1st of each year by adding to the cost as determined by audited statements dated December 31st and June 30th immediately preceding, based on the cost factors listed under the column "Item" in Schedule "B" hereto, 3.3c. per mile. Where the audited statement at the end of each six months shows a change in cost as compared with the cost in the previous audited statement, an adjustment shall be made so as to bring the payments made over the previous six months to the actual cost per mile plus 3.3c. per mile. Any payment due to either Party on such adjustment shall be made in thirty days after demand. Semi-annual Auditors' statements shall be furnished as received, and all business records of the Party of the second part pertaining to City bus operation shall be made available, if requested by the Party of the first part. The Party of the second part agrees that before entering into any new wage contract with its employees which might affect its contract with the Party of the first part it will obtain the approval of the City Council to the terms thereof, and that salaries for management which might affect its contract with the Party of the first part shall not be increased without the consent of the Party of the first part. It is further agreed by the Parties hereto that the operating costs and depreciation charges in respect of the special

buses referred to in paragraph 2 hereof shall be excluded in calculating operation costs per mile, and that if, after the payment of the stipulated price per mile is made to the Party of the second part there remains a surplus of receipts from fares in any year, the surplus up to what would amount to three cents (3c.) per mile of operation in that year shall be the property of the Party of the first part, and any surplus over that shall be divided equally between the Parties.

2. Schedule "B" to the said Agreement of October 18th, 1957, is hereby deleted and the following substituted therefor:

Schedule "B"

STATEMENT OF OPERATING COSTS CHARGED TO CITY RUNS

Period of Six Months Ended

Item	Total Paid on All Operations	Allocated to City Operations	Amount Charged to City Operations
Bus sundry expenses...	.....	50%	\$.....
Garage supplies.....	.....	50%	.....
Gasoline.....	.....	Actual cost	.....
Grease and Oil.....	.....	60%	.....
Insurance—City buses	Liability.....	Actual cost	.....
	Fire and Theft.....	Actual cost	.....
Licences.....	.....	Actual cost	.....
Bus repairs—parts....	.....	40%	.....
—tires.....	.....	50%	.....
Taxes—Property and Business.....	.....	40%	.....
Sundry repairs and sublet work.....	.....	40%	.....
Unemployment Insurance.....	.....	Actual cost	.....
Uniforms.....	.....	60%	.....
Wages.....	.....	Actual cost	.....
Water.....	.....	75%	.....
Depreciation—			
Building.....	As allowed for income tax puposes.....	\$.....	.....
Buses.....	10% of original cost, or of cost as now established	.....	.....
Garage equipment..	50% of total taken for income tax purposes..	.....	.....
Service truck.....	75% of amount taken for income tax purposes..	.....	.....
Management.....	.....	40%	.....
Accounting.....	.....	50%	.....
Legal.....	.....	Actual cost	.....
Advertising.....	.....	Actual cost	.....
General expense.....	.....	50%	.....
Group Insurance and Compensation.....	.....	66 $\frac{2}{3}$%	.....
Light and Heat.....	.....	75%	.....
Office expense.....	.....	50%	.....
Stationery and Tickets.	.....	Actual cost	.....
Telephone.....	.....	25%	.....
Interest on money bor- rowed for purposes related to City opera- tions.....	.....	Actual cost	.....
TOTAL.....	.....	\$.....	.....

Calculation of price per mile—

(a) Miles travelled in City operations

(b) Charged to City operations

(c) Cost per mile—City operations $\frac{(b)}{(a)} =$

(d) Allowance 3.3c.

Price per mile—(c) plus (d) =

3. It is acknowledged that the percentage allocations to City operations of the total cost of the operations of the Party of the second part, as set out in Schedule "B", are variable and subject to adjustment from time to time as may be agreed between the Parties, and that failing agreement on such adjustment, the allocation is to be settled by arbitration under the provisions of *The Arbitrations Act*.

4. In all other respects the Agreement of the 18th of October, 1957, shall continue in full force and effect.

5. This Agreement shall become effective when ratified by special legislation of the Legislative Assembly of the Province of Ontario, and shall be retroactive to July 1st, 1960.

6. This Agreement shall be binding upon the Parties hereto, their successors and assigns.

IN WITNESS WHEREOF the Parties have hereunto affixed their Corporate seals duly attested by the hands of their proper Officers.

SIGNED, SEALED AND DELIVERED

in the presence of:

THE CORPORATION OF THE CITY OF
CHATHAM:G. R. NEWKIRK,
Mayor.

(Seal)

WM. L. FOREMAN,
Clerk.

J. I. DENURE (CHATHAM) LIMITED:

J. I. DENURE,
President.

(Seal)

An Act respecting
the City of Chatham

1st Reading

December 12th, 1960

2nd Reading

3rd Reading

11

MR. PARRY

(*Private Bill*)

BILL Pr36

2ND SESSION, 26TH LEGISLATURE, ONTARIO
9-10 ELIZABETH II, 1960-61

An Act respecting the City of Chatham

MR. PARRY

BILL Pr36

1960-61

An Act respecting the City of Chatham

WHEREAS The Corporation of the City of Chatham Preamble by its petition has prayed for special legislation in respect of the matter hereinafter set forth; and whereas it is expedient to grant the prayer of the petition;

Therefore, Her Majesty, by and with the advice and consent of the Legislative Assembly of the Province of Ontario, enacts as follows:

1. By-law No. 4866 of The Corporation of the City of Chatham, being a by-law to authorize the amendment of the By-law and Agreement confirmed Agreement dated the 18th day of October, 1957, between the Corporation and J. I. DeNure (Chatham) Limited respecting the operation of a bus transportation service for the citizens of the Corporation, as set forth in the Schedule to *The City of Chatham Act, 1958*, 1958, c. 129 and the Agreement set forth in Schedule "A" to By-law No. 4866, as set forth in the Schedule to this Act, are hereby confirmed and declared to be valid and binding upon the Corporation and the ratepayers thereof and upon J. I. DeNure (Chatham) Limited and upon any other person or persons affected thereby.

2. This Act comes into force on the day it receives Royal Commencement Assent.

3. This Act may be cited as *The City of Chatham Act*, Short title 1960-61.

SCHEDULE

BY-LAW No. 4866

OF THE CORPORATION OF THE CITY OF CHATHAM

A BY-LAW to amend the Agreement between the Corporation of the City of Chatham and J. I. DeNure (Chatham) Limited dated the 18th day of October, 1957, and to authorize the application for special legislation ratifying the amendments.

FINALLY PASSED the 6th day of December, 1960.

WHEREAS By-law No. 4452 of the Corporation of the City of Chatham, finally passed the 16th day of December, 1957, and ratified by *The City of Chatham Act, 1958*, authorized the execution of an Agreement granting a franchise for the operation of a bus transportation for the citizens of the City of Chatham by J. I. DeNure (Chatham) Limited;

AND WHEREAS it is considered expedient by both Parties to the said Agreement that the same be amended in certain respects so as to clarify their mutual obligations under the said Agreement;

AND WHEREAS it will be necessary to obtain special legislation from the Legislative Assembly of the Province of Ontario for authority to amend the said Agreement.

BE IT THEREFORE ENACTED by the Municipal Council of the Corporation of the City of Chatham as follows:

1. That the Agreement between the Corporation of the City of Chatham and J. I. DeNure (Chatham) Limited, dated the 18th day of October, 1957, be amended as set forth in an Agreement between the Parties dated the 15th day of November, 1960, as set forth in Schedule "A" hereto.

2. That the Mayor and Clerk are hereby authorized to execute on behalf of the Corporation of the City of Chatham the said Agreement marked Schedule "A" hereto.

3. That the Mayor and Clerk are hereby authorized to sign, on behalf of the Corporation of the City of Chatham, a petition to the Legislative Assembly of the Province of Ontario and to the Lieutenant Governor in Council for special legislation permitting the Parties to enter into the said Agreement, Schedule "A" hereto, and confirming the same as being binding upon the Corporation and the ratepayers thereof, and upon J. I. DeNure (Chatham) Limited and any other person or persons affected thereby.

This By-law shall come into full force and effect when special legislation of the Legislative Assembly of the Province of Ontario comes into effect ratifying and confirming the said Agreement as aforesaid.

G. R. NEWKIRK,
Mayor.

WM. L. FOREMAN,
Clerk.

(Corporate seal)

Schedule "A"

THIS AGREEMENT made in triplicate this 15th day of November, A.D. 1960.

BETWEEN:

THE CORPORATION OF THE CITY OF CHATHAM,
hereinafter called the "Party",

OF THE FIRST PART;

— and —

J. I. DENURE (CHATHAM) LIMITED,
hereinafter called the "Party",

OF THE SECOND PART.

WHEREAS the Parties hereto are the Parties to an Agreement dated the 18th day of October, 1957, which has been confirmed by special legislation of the Legislative Assembly of the Province of Ontario;

AND WHEREAS it is desired to amend the said Agreement as herein-after set forth.

THEREFORE THIS AGREEMENT WITNESSETH that the Parties mutually covenant and agree for themselves, their successors and assigns, as follows:

1. Paragraph 11 of the Agreement dated the 18th day of October, 1957, between the Parties is hereby deleted and the following substituted therefor:

11. In consideration of the performance of all of its covenants herein contained by the Party of the second part, the Party of the first part covenants to pay to the Party of the second part a price for each mile its buses are operated in providing the transportation service required hereunder (excluding mileage for chartered trips within the City), determined as hereinafter set forth. The mileage to be paid for shall be determined every two weeks on a basis whereby the distances of the routes travelled are logged and the total number of trips over such routes are counted, and the mileage determined by multiplying the mileage distances of the routes by the number of trips made. Payments on account of the price per mile shall be made every two weeks according to the price logged during the immediately preceding two weeks.

The price per mile shall be determined as of January 1st and July 1st of each year by adding to the cost as determined by audited statements dated December 31st and June 30th immediately preceding, based on the cost factors listed under the column "Item" in Schedule "B" hereto, 3.3c. per mile. Where the audited statement at the end of each six months shows a change in cost as compared with the cost in the previous audited statement, an adjustment shall be made so as to bring the payments made over the previous six months to the actual cost per mile plus 3.3c. per mile. Any payment due to either Party on such adjustment shall be made in thirty days after demand. Semi-annual Auditors' statements shall be furnished as received, and all business records of the Party of the second part pertaining to City bus operation shall be made available, if requested by the Party of the first part. The Party of the second part agrees that before entering into any new wage contract with its employees which might affect its contract with the Party of the first part it will obtain the approval of the City Council to the terms thereof, and that salaries for management which might affect its contract with the Party of the first part shall not be increased without the consent of the Party of the first part. It is further agreed by the Parties hereto that the operating costs and depreciation charges in respect of the special

buses referred to in paragraph 2 hereof shall be excluded in calculating operation costs per mile, and that if, after the payment of the stipulated price per mile is made to the Party of the second part there remains a surplus of receipts from fares in any year, the surplus up to what would amount to three cents (3c.) per mile of operation in that year shall be the property of the Party of the first part, and any surplus over that shall be divided equally between the Parties.

2. Schedule "B" to the said Agreement of October 18th, 1957, is hereby deleted and the following substituted therefor:

Schedule "B"

STATEMENT OF OPERATING COSTS CHARGED TO CITY RUNS

Period of Six Months Ended

Item	Total Paid on All Operations	Allocated to City Operations	Amount Charged to City Operations
Bus sundry expenses...	.....	50%	\$.....
Garage supplies.....	.....	50%	.....
Gasoline.....	.....	Actual cost	.....
Grease and Oil.....	.....	60%	.....
Insurance—City buses	Liability.....	Actual cost	.....
	Fire and Theft.....	Actual cost	.....
Licences.....	.....	Actual cost	.....
Bus repairs—parts....	.....	40%	.....
—tires.....	.....	50%	.....
Taxes—Property and Business.....	.....	40%	.....
Sundry repairs and sublet work.....	.....	40%	.....
Unemployment Insurance.....	.....	Actual cost	.....
Uniforms.....	.....	60%	.....
Wages.....	.....	Actual cost	.....
Water.....	.....	75%	.....
Depreciation—			
Building.....	As allowed for income tax puposes.....	\$.....	.....
Buses.....	10% of original cost, or of cost as now established	.....	.....
Garage equipment..	50% of total taken for income tax purposes..	.....	.....
Service truck.....	75% of amount taken for income tax purposes..	.....	.....
Management.....	.....	40%	.....
Accounting.....	.....	50%	.....
Legal.....	.....	Actual cost	.....
Advertising.....	.....	Actual cost	.....
General expense.....	.....	50%	.....
Group Insurance and Compensation.....	.....	66 $\frac{2}{3}$%	.....
Light and Heat.....	.....	75%	.....
Office expense.....	.....	50%	.....
Stationery and Tickets.	.....	Actual cost	.....
Telephone.....	.....	25%	.....
Interest on money bor- rowed for purposes related to City opera- tions.....	.....	Actual cost	.....
TOTAL.....			<u>\$.....</u>

Calculation of price per mile—

(a) Miles travelled in City operations

(b) Charged to City operations

(c) Cost per mile—City operations $\frac{(b)}{(a)} =$

(d) Allowance 3.3c.

Price per mile—(c) plus (d) =

3. It is acknowledged that the percentage allocations to City operations of the total cost of the operations of the Party of the second part, as set out in Schedule "B", are variable and subject to adjustment from time to time as may be agreed between the Parties, and that failing agreement on such adjustment, the allocation is to be settled by arbitration under the provisions of *The Arbitrations Act*.

4. In all other respects the Agreement of the 18th of October, 1957, shall continue in full force and effect.

5. This Agreement shall become effective when ratified by special legislation of the Legislative Assembly of the Province of Ontario, and shall be retroactive to July 1st, 1960.

6. This Agreement shall be binding upon the Parties hereto, their successors and assigns.

IN WITNESS WHEREOF the Parties have hereunto affixed their Corporate seals duly attested by the hands of their proper Officers.

SIGNED, SEALED AND DELIVERED

in the presence of:

THE CORPORATION OF THE CITY OF
CHATHAM:

G. R. NEWKIRK,
Mayor.

(Seal)

WM. L. FOREMAN,
Clerk.

J. I. DENURE (CHATHAM) LIMITED:

J. I. DENURE,
President.

(Seal)

1st Reading

December 12th, 1960

2nd Reading

February 6th, 1961

3rd Reading

February 13th, 1961

MR. PARRY

BILL Pr37

2ND SESSION, 26TH LEGISLATURE, ONTARIO
9-10 ELIZABETH II, 1960-61

An Act respecting the City of Hamilton

MR. EDWARDS (WENTWORTH)

(PRIVATE BILL)

BILL Pr37

1960-61

An Act respecting the City of Hamilton

WHEREAS The Corporation of the City of Hamilton Preamble
by its petition has prayed for special legislation in
respect of the matters hereinafter set forth; and whereas it is
expedient to grant the prayer of the petition;

Therefore, Her Majesty, by and with the advice and consent
of the Legislative Assembly of the Province of Ontario, enacts
as follows:

1. Subsection 1 of section 1 of *The City of Hamilton Act*, 1951, c. 103,
1951, as amended by subsection 1 of section 5 of *The City of* amended
Hamilton Act, 1958, is further amended by striking out "and"
at the end of clause *r* and by adding thereto the following
clauses:

- (*t*) for prohibiting or regulating, subject to the provisions prohibition or regulation
of *The Energy Act*, *The Factory, Shop and Office* of manu-
Building Act, *The Gasoline Handling Act* and *The* facturing,
Ontario Energy Board Act, and the regulations there- etc., of
under, as such Acts and regulations may be amended dangerous
from time to time, the manufacturing, storing, keep- substances
ing, having, handling or using within the City of
Hamilton, or within any defined area or areas
thereof, of any toxic, corrosive, inflammable, explo- R.S.O. 1960,
sive or other dangerous, gaseous liquid or solid cc. 122, 130,
substance, or any class or classes of them, other than 161, 271
such kinds and quantities as may be prescribed in
the by-law and excepting explosives as defined in
subsection 2*a*, and for prohibiting or regulating the
transportation of any of such substances, or of any
class or classes of them, other than such kinds or
quantities as may be prescribed by the by-law, from
any place within the City to any other place within
the City; and
- (*u*) subject to the provisions of those Acts and regula- licensing
tions mentioned in clause *t*, for examining, manu-
regulating and governing persons who manufacture, facturers,
etc.

store, keep, have, handle or use within the City of Hamilton any of the substances that may be the subject of a by-law passed under clause *t*, and for prescribing the terms and conditions under which any of the substances may be manufactured, stored, kept, had, handled or used.

1951, c. 103,
s. 2, subs. 1,
cl. *m*,
re-enacted

2.—(1) Clause *m* of subsection 1 of section 2 of *The City of Hamilton Act, 1951* is repealed and the following substituted therefor:

finer (m) for imposing fines of not more than \$300, exclusive of costs, upon every person who contravenes any provision of any by-law passed under the authority of this section and upon every person who fails to comply with any lawful order of the Chief Smoke Inspector, and for providing that every day of default of compliance with any provision of any such by-law or with any such lawful order shall constitute a separate offence, and that all such fines shall be recoverable under *The Summary Convictions Act*.

R.S.O. 1960,
c. 387

1951, c. 103,
s. 2,
subs. 5-10,
repealed

(2) Subsections 5, 6, 7, 8, 9 and 10 of the said section 2 are repealed.

1893, c. 90,
s. 1,
amended

3. Section 1 of *An Act respecting the Hamilton Street Railway Company*, being chapter 90 of the Statutes of Ontario, 1893, is amended by striking out "five" in the fourth line and inserting in lieu thereof "three", so that the section shall read as follows:

Power to
change the
number of
directors

1. The directors of the company may by by-law from time to time increase the number of directors beyond the number of seven, or may reduce the number to any number not less than three, and a majority of the total number of directors shall constitute a quorum; provided that such by-law shall not have any force or effect till the same shall have been ratified by three-fourths in value of the stockholders of the company present or represented by proxy at a special general meeting to be called and held for that purpose.

Commence-
ment

4. This Act comes into force on the day it receives Royal Assent.

Short title

5. This Act may be cited as *The City of Hamilton Act, 1960-61*.

An Act respecting the City of Hamilton

1st Reading

December 12th, 1960

2nd Reading

3rd Reading

MR. EDWARDS (WENTWORTH)

(Private Bill)

BILL Pr37

2ND SESSION, 26TH LEGISLATURE, ONTARIO
9-10 ELIZABETH II, 1960-61

An Act respecting the City of Hamilton

MR. EDWARDS (WENTWORTH)

BILL Pr37

1960-61

An Act respecting the City of Hamilton

WHEREAS The Corporation of the City of Hamilton Preamble
by its petition has prayed for special legislation in
respect of the matters hereinafter set forth; and whereas it is
expedient to grant the prayer of the petition;

Therefore, Her Majesty, by and with the advice and consent
of the Legislative Assembly of the Province of Ontario, enacts
as follows:

1. Subsection 1 of section 1 of *The City of Hamilton Act*, 1951, c. 103,
1951, as amended by subsection 1 of section 5 of *The City of* s. 1, subs. 1,
Hamilton Act, *1958*, is further amended by striking out "and" amended
at the end of clause *r* and by adding thereto the following
clauses:

- (*t*) for prohibiting or regulating, subject to the provisions prohibition or regulation
of *The Energy Act*, *The Factory, Shop and Office* of manu-
Building Act, *The Gasoline Handling Act* and *The* facturing,
Ontario Energy Board Act, and the regulations there- etc., of
under, as such Acts and regulations may be amended dangerous substances
from time to time, the manufacturing, storing, keep- R.S.O. 1960,
ing, having, handling or using within the City of co. 122, 130,
Hamilton, or within any defined area or areas 161, 271
thereof, of any toxic, corrosive, inflammable, explo-
sive or other dangerous, gaseous liquid or solid
substance, or any class or classes of them, other than
such kinds and quantities as may be prescribed in
the by-law and excepting explosives as defined in
subsection 2*a*, and for prohibiting or regulating the
transportation of any of such substances, or of any
class or classes of them, other than such kinds or
quantities as may be prescribed by the by-law, from
any place within the City to any other place within
the City; and
- (*u*) subject to the provisions of those Acts and regula- licensing
tions mentioned in clause *t*, for examining, licensing, manu-
regulating and governing persons who manufacture, facturers,
etc.

store, keep, have, handle or use within the City of Hamilton any of the substances that may be the subject of a by-law passed under clause *t*, and for prescribing the terms and conditions under which any of the substances may be manufactured, stored, kept, had, handled or used.

1951, c. 103,
s. 2, subs. 1,
cl. *m*,
re-enacted

2.—(1) Clause *m* of subsection 1 of section 2 of *The City of Hamilton Act, 1951* is repealed and the following substituted therefor:

finer

(*m*) for imposing fines of not more than \$300, exclusive of costs, upon every person who contravenes any provision of any by-law passed under the authority of this section and upon every person who fails to comply with any lawful order of the Chief Smoke Inspector, and for providing that every day of default of compliance with any provision of any such by-law or with any such lawful order shall constitute a separate offence, and that all such fines shall be recoverable under *The Summary Convictions Act*.

R.S.O. 1960,
c. 387

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1. The directors of the company may by by-law from time to time increase the number of directors beyond the number of seven, or may reduce the number to any number not less than three, and a majority of the total number of directors shall constitute a quorum; provided that such by-law shall not have any force or effect till the same shall have been ratified by three-fourths in value of the stockholders of the company present or represented by proxy at a special general meeting to be called and held for that purpose.

Commence-
ment

4. This Act comes into force on the day it receives Royal Assent.

Short title

5. This Act may be cited as *The City of Hamilton Act, 1960-61*.

An Act respecting the City of Hamilton

1st Reading

December 12th, 1960

2nd Reading

February 24th, 1961

3rd Reading

February 28th, 1961

MR. EDWARDS (WENTWORTH)

BILL Pr38

2ND SESSION, 26TH LEGISLATURE, ONTARIO
9-10 ELIZABETH II, 1960-61

An Act respecting the Town of Cochrane

MR. BRUNELLE

(PRIVATE BILL)

BILL Pr38

1960-61

An Act respecting the Town of Cochrane

WHEREAS The Corporation of the Town of Cochrane Preamble by its petition has represented that the Corporation has been required by The High School Board of the Town of Cochrane to borrow the sum of \$240,000 by the issue of debentures for the purpose of paying for the construction of the addition of four rooms and gymnasium to the existing Cochrane high school, with equipment, and renovation to the existing high school; and whereas the petitioner has prayed for special legislation in respect of the matters hereinafter set forth; and whereas it is expedient to grant the prayer of the petition;

Therefore, Her Majesty, by and with the advice and consent of the Legislative Assembly of the Province of Ontario, enacts as follows:

1. By-law No. 984 of The Corporation of the Town of Cochrane, which was read a first and second time on the 11th day of October, 1960, set forth as the Schedule hereto, authorizing the issue of debentures of the Corporation in the principal amount of \$240,000 to pay the costs of constructing the addition of four rooms and gymnasium to the existing Cochrane high school, with equipment, and renovation to the existing high school, is hereby declared to be, without the approval of the Ontario Municipal Board, a by-law duly passed by the council of the Corporation and is confirmed and declared to be legal, valid and binding upon the Corporation and the ratepayers thereof. Debenture by-law confirmed

2. Sections 58, 59, 60 and 61 of *The Ontario Municipal Board Act* apply in respect of By-law No. 984 and the debentures to be issued thereunder. Application of R.S.O. 1960, c. 274

3. This Act comes into force on the day it receives Royal Assent. Commencement

4. This Act may be cited as *The Town of Cochrane Act*, 1960-61. Short title

SCHEDULE

THE CORPORATION OF THE TOWN OF COCHRANE

BY-LAW No. 984

BEING A BY-LAW to authorize the borrowing of \$240,000.00 on the issue of debentures to provide for the addition of four rooms and gymnasium to The Cochrane High School Board of the Town of Cochrane, in the District of Cochrane.

WHEREAS it is expedient to borrow for the addition of four rooms and gymnasium to the Cochrane High School, for the High School Board of the Town of Cochrane, a sum not exceeding \$240,000.00 upon the credit of the Corporation, to issue debentures therefor bearing interest at the rate of six per centum per annum payable annually and to provide for the discount and expenses incidental to negotiations and sale of such debentures.

AND WHEREAS it is expedient to make the principal of the said debt repayable in annual instalments during the period of twenty years next after date of issue of such debentures, of such amounts respectively that, with the interest in respect of the debt, the aggregate amount payable for principal and interest in each year shall be as nearly as possible the same, subject to the statutory proviso that each instalment of principal may be for an even \$100.00, \$500.00 or \$1,000.00 or multiple thereof, and that, notwithstanding anything herein contained, the annual instalments of principal and interest may differ in amount sufficiently to admit thereof.

AND WHEREAS the amount of the whole rateable property of the Municipality according to the last revised assessment roll is \$3,098,567.00;

AND WHEREAS the amount of the existing debenture debts of the Corporation, exclusive of local improvement debts secured by special rates of assessment, is \$720,000.00, and no part of the principal or interest of such debt is in arrears;

AND WHEREAS by Order dated the day of 19 , the Ontario Municipal Board has approved the purpose of such borrowing and the passing of all requisite by-laws, including debenture by-laws.

NOW THEREFORE THE COUNCIL OF THE CORPORATION OF THE TOWN OF COCHRANE enacts as follows:

1. For the purpose aforesaid the Corporation shall borrow upon the credit of the Corporation a sum not exceeding Two Hundred and Forty Thousand Dollars (\$240,000.00) and shall issue debentures therefor in sums of not less than \$50.00 each. Each debenture shall bear interest at the rate of six per centum per annum payable annually and shall have coupons attached thereto for the payment of such interest.

2. All the debentures shall bear the same date, shall be issued at one time, and within two years after the date on which this by-law is passed, may bear any date within such two years and shall be made payable in annual instalments during the period of twenty years next after the date of issuance thereof, and the respective amounts of principal and interest payable in each year shall be the amount so designated in Schedule "A" hereto annexed.

3. The debentures shall be payable as to both principal and interest in lawful money of Canada and may be payable at the Bank of Nova Scotia, Cochrane, Ontario, or the principal offices of the Bank of Nova Scotia, Toronto, Ontario, or Montreal, Quebec.

4. The said debentures shall be sealed with the seal of the Corporation and signed by the head of the Council, or by some other person authorized by by-law to sign the same, and by the Treasurer. The said interest coupons shall be signed by the Treasurer and his signature may be written, stamped, lithographed or engraved.

5. Commencing in the year 1961 and thereafter in each year in which an instalment of principal of the said debt and interest become due, the Corporation shall levy and raise the specific sum shown for the respective year in the fourth column of the said Schedule. Such sum shall be levied and raised by a special rate sufficient therefor, over and above all other rates, upon all the rateable property in the Municipality.

6. The said debentures may contain a clause providing for the registration thereof pursuant to Section 335 of *The Municipal Act*.

7. Pending the sale of the said debentures, the head of the Council and the Treasurer may raise, for the purpose aforesaid by way of a loan on such debentures, any sum or sums of money not exceeding in all the sum hereby authorized to be borrowed and may hypothecate such debentures for such loan.

8. The Corporation shall have the right, at its option, to redeem the said debentures, either in whole or in part on any date prior to the maturity at the places where and in the monies in which the said debentures are expressed to be payable, upon payment of the principal amount thereof, together with interest accrued to the date of redemption and upon giving previous notice of said intention to redeem by advertising once in *The Ontario Gazette* and once in a daily newspaper of general provincial circulation, published in the City of Toronto and once in a local newspaper, such notice to be advertised as aforesaid at least thirty days before the date fixed for redemption. Notice of intention to so redeem shall also be sent by post at least thirty days prior to the date set for such redemption to each person in whose name a debenture so to be redeemed is registered at the address shown in the Debenture Registry Book. Where only a portion of the debentures of this issue is so to be redeemed, such portion shall comprise only the debentures that have the latest maturity dates and no debenture of this issue shall be called for such redemption in priority to any debenture that has a later maturity date.

READ A FIRST AND SECOND TIME this 11th day of October, A.D. 1960.

READ A THIRD TIME AND FINALLY PASSED this day of
 , A.D. 1960.

Mayor.

Clerk.

Schedule "A"

TOWN OF COCHRANE

<u>No. of Years</u>	<u>Principal</u>	<u>Interest</u>	<u>Total Yearly Payments</u>
1.	\$ 12,000.00	\$ 14,400.00	\$ 26,400.00
2.	12,000.00	13,680.00	25,680.00
3.	12,000.00	12,960.00	24,960.00
4.	12,000.00	12,240.00	24,240.00
5.	12,000.00	11,520.00	23,520.00
6.	12,000.00	10,800.00	22,800.00
7.	12,000.00	10,080.00	22,080.00
8.	12,000.00	9,360.00	21,360.00
9.	12,000.00	8,640.00	20,640.00
10.	12,000.00	7,920.00	19,920.00
11.	12,000.00	7,200.00	19,200.00
12.	12,000.00	6,480.00	18,480.00
13.	12,000.00	5,760.00	17,760.00
14.	12,000.00	5,040.00	17,040.00
15.	12,000.00	4,320.00	16,320.00
16.	12,000.00	3,600.00	15,600.00
17.	12,000.00	2,880.00	14,880.00
18.	12,000.00	2,160.00	14,160.00
19.	12,000.00	1,440.00	13,440.00
20.	12,000.00	720.00	12,720.00
	<u>\$240,000.00</u>	<u>\$151,200.00</u>	<u>\$391,200.00</u>

An Act respecting
the Town of Cochrane

1st Reading

December 12th, 1960

2nd Reading

3rd Reading

MR. BRUNELLE

(*Private Bill*)

2ND SESSION, 26TH LEGISLATURE, ONTARIO
9-10 ELIZABETH II, 1960-61

An Act respecting the Town of Cochrane

MR. BRUNELLE

BILL Pr38

1960-61

An Act respecting the Town of Cochrane

WHEREAS The Corporation of the Town of Cochrane Preamble by its petition has represented that the Corporation has been required by The High School Board of the Town of Cochrane to borrow the sum of \$240,000 by the issue of debentures for the purpose of paying for the construction of the addition of four rooms and gymnasium to the existing Cochrane high school, with equipment, and renovation to the existing high school; and whereas the petitioner has prayed for special legislation in respect of the matters hereinafter set forth; and whereas it is expedient to grant the prayer of the petition;

Therefore, Her Majesty, by and with the advice and consent of the Legislative Assembly of the Province of Ontario, enacts as follows:

1. By-law No. 984 of The Corporation of the Town of Cochrane, which was read a first and second time on the 11th day of October, 1960, set forth as the Schedule hereto, authorizing the issue of debentures of the Corporation in the principal amount of \$240,000 to pay the costs of constructing the addition of four rooms and gymnasium to the existing Cochrane high school, with equipment, and renovation to the existing high school, is hereby declared to be, without the approval of the Ontario Municipal Board, a by-law duly passed by the council of the Corporation and is confirmed and declared to be legal, valid and binding upon the Corporation and the ratepayers thereof. Debenture by-law confirmed

2. Sections 58, 59, 60 and 61 of *The Ontario Municipal Board Act* apply in respect of By-law No. 984 and the debentures to be issued thereunder. Application of R.S.O. 1960, c. 274

3. This Act comes into force on the day it receives Royal Assent. Commencement

4. This Act may be cited as *The Town of Cochrane Act*, Short title 1960-61.

SCHEDULE

THE CORPORATION OF THE TOWN OF COCHRANE

BY-LAW No. 984

BEING A BY-LAW to authorize the borrowing of \$240,000.00 on the issue of debentures to provide for the addition of four rooms and gymnasium to The Cochrane High School Board of the Town of Cochrane, in the District of Cochrane.

WHEREAS it is expedient to borrow for the addition of four rooms and gymnasium to the Cochrane High School, for the High School Board of the Town of Cochrane, a sum not exceeding \$240,000.00 upon the credit of the Corporation, to issue debentures therefor bearing interest at the rate of six per centum per annum payable annually and to provide for the discount and expenses incidental to negotiations and sale of such debentures.

AND WHEREAS it is expedient to make the principal of the said debt repayable in annual instalments during the period of twenty years next after date of issue of such debentures, of such amounts respectively that, with the interest in respect of the debt, the aggregate amount payable for principal and interest in each year shall be as nearly as possible the same, subject to the statutory proviso that each instalment of principal may be for an even \$100.00, \$500.00 or \$1,000.00 or multiple thereof, and that, notwithstanding anything herein contained, the annual instalments of principal and interest may differ in amount sufficiently to admit thereof.

AND WHEREAS the amount of the whole rateable property of the Municipality according to the last revised assessment roll is \$3,098,567.00;

AND WHEREAS the amount of the existing debenture debts of the Corporation, exclusive of local improvement debts secured by special rates of assessment, is \$720,000.00, and no part of the principal or interest of such debt is in arrears;

AND WHEREAS by Order dated the day of 19 , the Ontario Municipal Board has approved the purpose of such borrowing and the passing of all requisite by-laws, including debenture by-laws.

NOW THEREFORE THE COUNCIL OF THE CORPORATION OF THE TOWN OF COCHRANE enacts as follows:

1. For the purpose aforesaid the Corporation shall borrow upon the credit of the Corporation a sum not exceeding Two Hundred and Forty Thousand Dollars (\$240,000.00) and shall issue debentures therefor in sums of not less than \$50.00 each. Each debenture shall bear interest at the rate of six percentum per annum payable annually and shall have coupons attached thereto for the payment of such interest.

2. All the debentures shall bear the same date, shall be issued at one time, and within two years after the date on which this by-law is passed, may bear any date within such two years and shall be made payable in annual instalments during the period of twenty years next after the date of issuance thereof, and the respective amounts of principal and interest payable in each year shall be the amount so designated in Schedule "A" hereto annexed.

3. The debentures shall be payable as to both principal and interest in lawful money of Canada and may be payable at the Bank of Nova Scotia, Cochrane, Ontario, or the principal offices of the Bank of Nova Scotia, Toronto, Ontario, or Montreal, Quebec.

4. The said debentures shall be sealed with the seal of the Corporation and signed by the head of the Council, or by some other person authorized by by-law to sign the same, and by the Treasurer. The said interest coupons shall be signed by the Treasurer and his signature may be written, stamped, lithographed or engraved.

5. Commencing in the year 1961 and thereafter in each year in which an instalment of principal of the said debt and interest become due, the Corporation shall levy and raise the specific sum shown for the respective year in the fourth column of the said Schedule. Such sum shall be levied and raised by a special rate sufficient therefor, over and above all other rates, upon all the rateable property in the Municipality.

6. The said debentures may contain a clause providing for the registration thereof pursuant to Section 335 of *The Municipal Act*.

7. Pending the sale of the said debentures, the head of the Council and the Treasurer may raise, for the purpose aforesaid by way of a loan on such debentures, any sum or sums of money not exceeding in all the sum hereby authorized to be borrowed and may hypothecate such debentures for such loan.

8. The Corporation shall have the right, at its option, to redeem the said debentures, either in whole or in part on any date prior to the maturity at the places where and in the monies in which the said debentures are expressed to be payable, upon payment of the principal amount thereof, together with interest accrued to the date of redemption and upon giving previous notice of said intention to redeem by advertising once in *The Ontario Gazette* and once in a daily newspaper of general provincial circulation, published in the City of Toronto and once in a local newspaper, such notice to be advertised as aforesaid at least thirty days before the date fixed for redemption. Notice of intention to so redeem shall also be sent by post at least thirty days prior to the date set for such redemption to each person in whose name a debenture so to be redeemed is registered at the address shown in the Debenture Registry Book. Where only a portion of the debentures of this issue is so to be redeemed, such portion shall comprise only the debentures that have the latest maturity dates and no debenture of this issue shall be called for such redemption in priority to any debenture that has a later maturity date.

READ A FIRST AND SECOND TIME this 11th day of October, A.D. 1960.

READ A THIRD TIME AND FINALLY PASSED this day of
 , A.D. 1960.

Mavor.

.....
Clerk.

Schedule "A"

TOWN OF COCHRANE

<u>No. of Years</u>	<u>Principal</u>	<u>Interest</u>	<u>Total Yearly Payments</u>
1.	\$ 12,000.00	\$ 14,400.00	\$ 26,400.00
2.	12,000.00	13,680.00	25,680.00
3.	12,000.00	12,960.00	24,960.00
4.	12,000.00	12,240.00	24,240.00
5.	12,000.00	11,520.00	23,520.00
6.	12,000.00	10,800.00	22,800.00
7.	12,000.00	10,080.00	22,080.00
8.	12,000.00	9,360.00	21,360.00
9.	12,000.00	8,640.00	20,640.00
10.	12,000.00	7,920.00	19,920.00
11.	12,000.00	7,200.00	19,200.00
12.	12,000.00	6,480.00	18,480.00
13.	12,000.00	5,760.00	17,760.00
14.	12,000.00	5,040.00	17,040.00
15.	12,000.00	4,320.00	16,320.00
16.	12,000.00	3,600.00	15,600.00
17.	12,000.00	2,880.00	14,880.00
18.	12,000.00	2,160.00	14,160.00
19.	12,000.00	1,440.00	13,440.00
20.	12,000.00	720.00	12,720.00
	<u>\$240,000.00</u>	<u>\$151,200.00</u>	<u>\$391,200.00</u>

1st Reading

December 12th, 1960

2nd Reading

February 6th, 1961

3rd Reading

February 27th, 1961

MR. BRUNELLE

BILL Pr40

2ND SESSION, 26TH LEGISLATURE, ONTARIO
9-10 ELIZABETH II, 1960-61

An Act respecting the Young Women's Christian Association of Canada

MR. LAWRENCE

(PRIVATE BILL)

BILL Pr40

1960-61

An Act respecting the Young Women's Christian Association of Canada

WHEREAS the Young Women's Christian Association Preamble
of Canada, herein called the Association, by its petition
has prayed for special legislation to exempt its real property
in the Metropolitan Area, as defined in *The Municipality of* R.S.O. 1960,
Metropolitan Toronto Act, from municipal taxation for all c. 260
purposes, except for local improvements; and whereas it
appears that the real property owned and used by the peti-
tioner was not, prior to the 1st day of January, 1959, assessed
and taxed by the City of Toronto but has since then been
assessed and taxed; and whereas it is expedient to grant the
prayer of the petition;

Therefore, Her Majesty, by and with the advice and consent
of the Legislative Assembly of the Province of Ontario, enacts
as follows:

1.—(1) The land, as defined in *The Assessment Act*, Tax exemption
acquired, owned and used prior to the 1st day of January, R.S.O. 1960,
1959, by the Association in the Metropolitan Area, so long as c. 23
it is owned and used solely for the purposes of the Association,
is and shall be deemed to have been exempt from municipal
taxation, except local improvement rates, from the 1st day
of January, 1959.

(2) The council of any area municipality, as defined in Idem
The Municipality of Metropolitan Toronto Act, may by by-law
approved by the council of The Municipality of Metropolitan
Toronto exempt from municipal taxation, except local improve-
ment rates, the land, as defined in *The Assessment Act*, acquired
after the 1st day of January, 1959, by the Association in the
Metropolitan Area, so long as it is owned and used solely for
the purposes of the Association.

(3) An exemption from taxes under this section shall be Effect
deemed to have the same effect as an exemption from taxes
under section 4 of *The Assessment Act*.

Commence-
ment

2. This Act comes into force on the day it receives Royal Assent.

Short title

3. This Act may be cited as *The Young Women's Christian Association of Canada Act, 1960-61*.



An Act respecting the Young Women's
Christian Association of Canada

1st Reading

2nd Reading

3rd Reading

11

MR. LAWRENCE

(Private Bill)

BILL Pr40

2ND SESSION, 26TH LEGISLATURE, ONTARIO
9-10 ELIZABETH II, 1960-61

An Act respecting the Young Women's Christian Association of Canada

MR. LAWRENCE

(Reprinted as amended by the Committee on Private Bills)

BILL Pr40


1960-61

An Act respecting the Young Women's Christian Association of Canada

WHEREAS the Young Women's Christian Association ^{Preamble} of Canada, herein called the Association, by its petition has prayed for special legislation to exempt its real property in the Metropolitan Area, as defined in *The Municipality of Metropolitan Toronto Act*, from municipal taxation for all purposes, except for local improvements; and whereas it appears that the real property owned and used by the petitioner was not, prior to the 1st day of January, 1959, assessed and taxed by the City of Toronto but has since then been assessed and taxed; and whereas it is expedient to grant the prayer of the petition;

Therefore, Her Majesty, by and with the advice and consent of the Legislative Assembly of the Province of Ontario, enacts as follows:

1.—(1) The council of any area municipality, as defined in ^{Idem} *The Municipality of Metropolitan Toronto Act*, may, by by-law approved by the council of The Municipality of Metropolitan Toronto, exempt from municipal taxation, except local improvement rates, the land, as defined in *The Assessment Act*, owned ^{R.S.O. 1960, c. 23} and used by the Association in the Metropolitan Area, so long as it is owned and used solely for the purposes of the Association.

 (2) The council of any area municipality may, by by-law ^{Arrears of taxes} approved by the council of The Municipality of Metropolitan Toronto, exempt and cancel all arrears of taxes and any interest or penalties thereon for the period from the 1st day of January, 1959, until the day that this Act comes into force, levied by the area municipality in respect of the lands owned and used by the Association, and release the Association and its property from all liability therefor.

Effect

(3) An exemption from taxes under this section shall be deemed to have the same effect as an exemption from taxes under section 4 of *The Assessment Act*.

R.S.O. 1960,
c. 23

**Commence-
ment**

2. This Act comes into force on the day it receives Royal Assent.

Short title

3. This Act may be cited as *The Young Women's Christian Association of Canada Act, 1960-61*.

An Act respecting the Young Women's
Christian Association of Canada

1st Reading

January 27th, 1961

2nd Reading

3rd Reading

MR. LAWRENCE

*(Reprinted as amended by the
Committee on Private Bills)*

BILL Pr40

2ND SESSION, 26TH LEGISLATURE, ONTARIO
9-10 ELIZABETH II, 1960-61

**An Act respecting
the Young Women's Christian Association of Canada**

MR. LAWRENCE

BILL Pr40

1960-61

An Act respecting the Young Women's Christian Association of Canada

WHEREAS the Young Women's Christian Association ^{Preamble}
of Canada, herein called the Association, by its petition
has prayed for special legislation to exempt its real property
in the Metropolitan Area, as defined in *The Municipality of* ^{R.S.O. 1960,}
Metropolitan Toronto Act, from municipal taxation for all ^{c. 260}
purposes, except for local improvements; and whereas it
appears that the real property owned and used by the peti-
tioner was not, prior to the 1st day of January, 1959, assessed
and taxed by the City of Toronto but has since then been
assessed and taxed; and whereas it is expedient to grant the
prayer of the petition;

Therefore, Her Majesty, by and with the advice and consent
of the Legislative Assembly of the Province of Ontario, enacts
as follows:

1.—(1) The council of any area municipality, as defined in ^{Idem}
The Municipality of Metropolitan Toronto Act, may, by by-law
approved by the council of The Municipality of Metropolitan
Toronto, exempt from municipal taxation, except local improve-
ment rates, the land, as defined in *The Assessment Act*, owned ^{R.S.O. 1960,}
and used by the Association in the Metropolitan Area, so long ^{c. 23}
as it is owned and used solely for the purposes of the Associa-
tion.

(2) The council of any area municipality may, by by-law <sup>Arrears
of taxes</sup>
approved by the council of The Municipality of Metropolitan
Toronto, exempt and cancel all arrears of taxes and any
interest or penalties thereon for the period from the 1st day
of January, 1959, until the day that this Act comes into
force, levied by the area municipality in respect of the lands
owned and used by the Association, and release the Association
and its property from all liability therefor.

Effect

(3) An exemption from taxes under this section shall be deemed to have the same effect as an exemption from taxes

R.S.O. 1960, under section 4 of *The Assessment Act*.
c. 23

**Commence-
ment**

2. This Act comes into force on the day it receives Royal Assent.

Short title

3. This Act may be cited as *The Young Women's Christian Association of Canada Act, 1960-61*.

An Act respecting the Young Women's
Christian Association of Canada

1st Reading

January 27th, 1961

2nd Reading

February 6th, 1961

3rd Reading

February 13th, 1961

MR. LAWRENCE

BILL Pr41

2ND SESSION, 26TH LEGISLATURE, ONTARIO
9-10 ELIZABETH II, 1960-61

**An Act respecting The Board of Trustees of the Roman
Catholic Separate Schools for the Town of Mattawa**

MR. TROY

(PRIVATE BILL)

BILL Pr41

1960-61

**An Act respecting The Board of Trustees of
the Roman Catholic Separate Schools
for the Town of Mattawa**

WHEREAS The Board of Trustees of the Roman Catholic Separate Schools for the Town of Mattawa, herein called the Board, by its petition has prayed for special legislation in respect of the matter hereinafter set forth; and whereas it is expedient to grant the prayer of the petition;

Therefore, Her Majesty, by and with the advice and consent of the Legislative Assembly of the Province of Ontario, enacts as follows:

1. The Board is authorized,

Use of funds
authorized

- (a) to use the proceeds of the issue and sale of debentures authorized by By-law No. Four, passed the 8th day of December, 1959, in the total amount of \$200,000 for the construction, furnishing and equipping of a four-classroom addition to Ste. Anne School, and a two-classroom and one general-purpose addition to St. Victor School; and
- (b) to use any surplus thereof for further furnishing, equipping and landscaping any school or schools operated by the Board.

2. This Act comes into force on the day it receives Royal Assent.

Commence-
ment

3. This Act may be cited as *The Town of Mattawa Separate School Board Act, 1960-61.*

Short title

An Act respecting The Board of Trustees
of the Roman Catholic Separate Schools
for the Town of Mattawa

1st Reading

January 25th, 1961

2nd Reading

3rd Reading

MR. TROY

(*Private Bill*)

BILL Pr42

2ND SESSION, 26TH LEGISLATURE, ONTARIO
9-10 ELIZABETH II, 1960-61

An Act respecting Université d'Ottawa

MR. MORIN

(PRIVATE BILL)

BILL Pr42

1960-61

An Act respecting Université d'Ottawa

WHEREAS Université d'Ottawa, herein called the Uni- Preamble
 versity, by its petition has represented that it was
 incorporated by *An Act to incorporate The College of Bytown*,
 being chapter 107 of the Statutes of the Province of Canada,
 1849, that its powers were extended and amended and its
 name changed by subsequent enactments, that its present
 powers and name were granted by *The University of Ottawa* 1933, c. 106
Act, 1933, as amended by *The University of Ottawa Amend-* 1941, c. 83
ment Act, 1941, and that the purposes of the University would
 be further promoted if the officers of the council of each faculty
 were appointed by the council of administration; and whereas
 the petitioner has prayed for special legislation in respect of
 the matter hereinafter set forth; and whereas it is expedient
 to grant the prayer of the petition;

Therefore, Her Majesty, by and with the advice and consent
 of the Legislative Assembly of the Province of Ontario, enacts
 as follows:

1. Subsection 2 of section 28 of *The University of Ottawa* 1933, c. 106,
s. 28,
Act, 1933 is repealed and the following substituted therefor: subs. 2,
re-enacted

(2) The dean, vice-dean and the secretary of each faculty Appointment
of dean, vice-
dean, and
secretary
 shall be appointed by the council of administration.

2. This Act comes into force on the day it receives Royal Commence-
ment
 Assent.

3. This Act may be cited as *The University of Ottawa Act*, Short title
 1960-61.

1st Reading

January 25th, 1961

2nd Reading

3rd Reading

MR. MORIN

(*Private Bill*)

2ND SESSION, 26TH LEGISLATURE, ONTARIO
9-10 ELIZABETH II, 1960-61

An Act respecting Université d'Ottawa

MR. MORIN

BILL Pr42

1960-61

An Act respecting Université d'Ottawa

WHEREAS Université d'Ottawa, herein called the Uni- Preamble
 versity, by its petition has represented that it was
 incorporated by *An Act to incorporate The College of Bytown*,
 being chapter 107 of the Statutes of the Province of Canada,
 1849, that its powers were extended and amended and its
 name changed by subsequent enactments, that its present
 powers and name were granted by *The University of Ottawa* 1933, c. 106
Act, 1933, as amended by *The University of Ottawa Amend-* 1941, c. 83
ment Act, 1941, and that the purposes of the University would
 be further promoted if the officers of the council of each faculty
 were appointed by the council of administration; and whereas
 the petitioner has prayed for special legislation in respect of
 the matter hereinafter set forth; and whereas it is expedient
 to grant the prayer of the petition;

Therefore, Her Majesty, by and with the advice and consent
 of the Legislative Assembly of the Province of Ontario, enacts
 as follows:

1. Subsection 2 of section 28 of *The University of Ottawa* 1933, c. 106,
Act, 1933 is repealed and the following substituted therefor: s. 28,
subs. 2,
re-enacted

(2) The dean, vice-dean and the secretary of each faculty Appointment
 shall be appointed by the council of administration. of dean, vice-
dean, and
secretary

2. This Act comes into force on the day it receives Royal Commence-
 Assent. ment

3. This Act may be cited as *The University of Ottawa Act*, Short title
 1960-61.

1st Reading

January 25th, 1961

2nd Reading

February 6th, 1961

3rd Reading

February 13th, 1961

MR. MORIN

BILL Pr43

2ND SESSION, 26TH LEGISLATURE, ONTARIO
9-10 ELIZABETH II, 1960-61

An Act respecting the Town of Burlington

MR. HALL

(PRIVATE BILL)

BILL Pr43

1960-61

An Act respecting the Town of Burlington

WHEREAS The Corporation of the Town of Burlington Preamble
by its petition has prayed for special legislation in
respect of the matters hereinafter set forth; and whereas it is
expedient to grant the prayer of the petition;

Therefore, Her Majesty, by and with the advice and consent
of the Legislative Assembly of the Province of Ontario, enacts
as follows:

1. In this Act,

Interpre-
tation

- (a) "Corporation" means The Corporation of the Town
of Burlington;
- (b) "council" means the council of the Corporation;
- (c) "employee" means an employee of the Corporation.

2. The council may, out of current revenues of the Corpora- Grants
authorized
tion, grant in any year such sum or sums of money, not ex-
ceeding in the aggregate \$10,000 in any one year, in aid of
institutions, associations or persons, for the carrying on of
activities that, in the opinion of the council, are for the general
advantage of the inhabitants of the Corporation, and for
which grant or grants there is no express authority provided
by any other Act.

3. Notwithstanding the provisions of any general or special Payments to
employees
of amounts
recovered
in actions
Act, where in any action or settlement arising out of an
accident to an employee, occurring in the course of his employ-
ment, the Corporation recovers or receives from the person
against whom the action lies or is brought a larger amount,
exclusive of costs, than the amount of moneys paid or other
benefits extended by the Corporation to or on behalf of the
employee as a result of the accident, the Corporation may pay
the surplus amount recovered or received,

(a) to the employee; or

(b) in the event of the death of the employee, to one or more of his dependants or to his estate,

upon such terms and conditions as the Corporation deems expedient.

Fire hydrant
rental costs
in area
of Town

4.—(1) The Corporation may provide, by by-law, that the cost of rental of fire hydrants shall be assessed and levied on the rateable property in the area in the Town of Burlington south of the Upper Middle Road from the Trafalgar Line to the Guelph Line and then on the projection of the Upper Middle Road to the old Nelson Township limit, thence southerly to the new controlled-access highway and south of that road in that portion of East Flamborough now a part of the Town.

Amendment
of limits
of area

(2) The Corporation may from time to time amend the limits of the area in subsection 1, subject to the approval of the Ontario Municipal Board.

Retirement
Plan
authorized

5. Notwithstanding the provisions of any general or special Act, the Corporation may,

(a) enter into a retirement plan in accordance with the revised Retirement Plan, set out as Schedule A hereto, and, with the approval of the Minister of Municipal Affairs, enter into contracts to amend such plan from time to time; and

(b) do all such acts, matters and things from time to time as are necessary to implement fully such plan.

Cancellation
of tax arrears

6. The council may by-law cancel all arrears of taxes and interest or penalties thereon for the period commencing the 1st day of June, 1954, to and including the 31st day of December, 1960, levied by the Corporation in respect of the lands set out in Schedule B hereto, except local improvement rates, and release Burlington Curling Club Limited and the lands from all liability therefor.

Commence-
ment

7. This Act shall be deemed to have come into force on the 1st day of January, 1961.

Short title

8. This Act may be cited as *The Town of Burlington Act, 1960-61*.

SCHEDULE A

REVISED RETIREMENT PLAN FOR EMPLOYEES OF
THE CORPORATION OF THE TOWN OF BURLINGTON

ARTICLE I

ESTABLISHMENT OF REVISED RETIREMENT PLAN

1. The Corporation of the Town of Burlington hereby establishes the revised Retirement Plan, effective January 1, 1961, and the provisions as herein set forth shall supersede and amend those of the Retirement Annuity Plan for eligible employees of the Town of Burlington, as instituted under By-law No. 1178 and amended by By-law No. 1648, and shall supersede and amend those of the Retirement Annuity Plan for eligible employees of the Township of Nelson, as instituted under By-law No. 1597 of the Corporation of the Township of Nelson. All benefits provided in respect of service performed and contributions made on and after January 1, 1961 shall be provided under the terms of the Revised Retirement Plan.

2. The Revised Retirement Plan shall have application to service performed and contributions made on and after January 1, 1961 and shall not operate in any manner calculated to reduce any retirement income benefits fully purchased for any member of the Retirement Annuity Plans prior and up to January 1, 1961, nor to reduce any retirement income benefits in respect of past service as defined in the Retirement Annuity Plans, whether fully purchased or not, nor shall the Revised Retirement Plan adversely affect any rights accruing to members of the Retirement Annuity Plans in respect of contributions made by such members and by the Corporations on their behalf prior and up to January 1, 1961. The provisions of the Retirement Annuity Plans shall apply to all contributions made and benefits accumulated prior to January 1, 1961.

ARTICLE II

DEFINITIONS

In this Plan:

1. "Actuary" means a person who is a Fellow of a recognized Society of Actuaries or a company employing such a Fellow and appointed Actuary for this Plan by the Corporation.

2. "Actuarial equivalent" means an actuarially equal value which is computed at the rate of interest and on the actuarial basis recommended by the Actuary and approved by the Committee.

3. "Committee" means the Corporation of the Town of Burlington Pension Committee as constituted pursuant to Article IX hereof.

4. "Corporation" means the Corporation of the Town of Burlington.

5. "Disability" means the inability of a member to continue in his employment with the Corporation, based on the submission of satisfactory medical evidence acceptable to the Corporation.

6. "Employee" means any salaried officer, clerk, workman, servant or other person in the employ of the Corporation or of a local board and includes any person designated as an employee by the Minister of Municipal Affairs of Ontario.

7. "Fund" or "trust fund" means the trust fund established by the Corporation on January 1, 1961 for purposes of this Plan under the terms of the Trust Agreement.

8. "Government" means the Annuities Branch of the Department of Labour of the Government of Canada.

9. "Member" means an employee who has made application for participation in the Plan and who is making required contributions under the Plan.

10. "Pensioner" means a former member who is receiving a pension under this Plan.

11. "Plan" or "this Plan" means the Revised Retirement Plan, as set forth herein and as modified or amended from time to time, incorporating such provisions of the Retirement Annuity Plans as are applicable to service performed and contributions made prior to January 1, 1961.

12. "Retirement Annuity Plans" mean the plans established by the Corporation of the Town of Burlington under By-law No. 1178, as amended by By-law No. 1648, and by the Corporation of the Township of Nelson under By-law No. 1597.

13. "Service" means service with the Corporation as an employee on a permanent basis, without interruption except for authorized sick leave, regular vacation periods and absence on leave of absence duly authorized by the Corporation.

14. "Trust Agreement" means the agreement executed by the Corporation and the Trustee setting forth the rights and duties of both parties in connection with the administration of the Trust Fund.

15. "Trustee" means the trust company incorporated under the laws of Canada or any Province thereof, and for the time being appointed under the terms of the Trust Agreement and appearing as signatory thereto.

16. The masculine gender shall include the feminine and the singular shall include the plural unless the context otherwise requires.

ARTICLE III

ELIGIBILITY AND PARTICIPATION

1. All employees who were members of the Retirement Annuity Plans on December 31, 1960 shall be eligible and shall become members of this Plan as of January 1, 1961.

2. All other employees at January 1, 1961 who were not members of the Retirement Annuity Plans on December 31, 1960 may elect to participate in this Plan on January 1, 1961 or on the first day of the month coincident with or immediately following their attainment of eligibility for membership. Each such employee shall become eligible for membership provided that:

- (i) He is a permanent employee;
- (ii) He has attained the age of 21;
- (iii) He has completed six months of service;
- (iv) He has not attained normal retirement age, as referred to in Article V;

provided, however, that such employees who elect to participate shall do so to make contributions and accumulate benefits only in respect of service after their dates of participation under this Plan.

3. All new employees hired after January 1, 1961 shall be required, as a condition of employment, to become members under this Plan on the first day of the month coincident with or immediately following their attainment of eligibility for membership. Each such employee shall become eligible for membership provided that:

- (i) He is a permanent employee;
- (ii) He has attained the age of 21;

- (iii) He has completed six months of service;
- (iv) He has not attained normal retirement age, as referred to in Article V.

4. An eligible employee will become a member of this Plan upon signing the necessary authority to deduct contributions from his earnings and such other form or forms as may be required by the Corporation.

5. Each member hereunder shall continue to be a member so long as he is an employee to whom this Plan is applicable, and contributions already made by such member may not be withdrawn, pledged or assigned as a security for a loan so long as he retains the status of an employee and member of this Plan.

ARTICLE IV

CONTRIBUTIONS

1. Each member shall contribute by payroll deduction an amount equal to 5% of his earnings, and the amount so deducted as a required contribution shall be remitted to the Trustee within 30 days after it has been deducted.

2. The Corporation shall contribute in each year such amounts determined by the Actuary, to be sufficient when added to the members' required contributions, to provide benefits in accordance with Article VI of this Plan. Remittance of the Corporation's contributions to the Trustee shall be made when the corresponding required contributions from members are so remitted.

3. For the purpose of increasing his benefits hereunder, each member may, by submitting written application to the Committee, authorize the deduction of additional contributions from his earnings and remittance of them to the Trustee within 30 days after they have been deducted. Payment of additional contributions by any member shall not cause the Corporation to increase its contributions hereunder, and additional contributions already made may not be withdrawn so long as the member retains the status of an employee and member of this Plan, provided, however, that such member may revoke his decision to make further additional contributions at any time.

4. If a member, prior to his employment by the Corporation, was a member of,

- (i) the Civil Service of Ontario or Canada;
- (ii) the Civic service of any other municipality or local board; or
- (iii) the staff of any board, commission or public institution established under any Act of the Legislature,

and a sum of money is transferred from the pension or superannuation plan or fund of his previous employer to the trust fund established for this Plan, such sum of money shall be applied as an additional contribution by the member for whom it was transferred.

ARTICLE V

NORMAL, EARLY AND POSTPONED RETIREMENT

1. The normal retirement date of a member shall be the first day of the month coincident with or next following his attainment of,

- (i) age 60 in the case of male members who are Police or Fire Department employees; and
- (ii) age 65 years in the case of female members and all other male members;

provided, however, that in the case of members who were participating in the Retirement Annuity Plans prior to January 1, 1961 and whose normal retirement dates were different under the Retirement Annuity Plans to the normal retirement dates under this Plan, such members shall elect which retirement date shall be applicable in their respective cases.

2. With the consent of the Corporation and subject to mutual agreement between the Corporation and the member, a member may continue in the service of the Corporation beyond his normal retirement date. In such event, his retirement shall be deferred on a yearly basis and payment of his pension will be deferred until his actual retirement. The member will continue to make required contributions and to accrue pension benefits under this Plan and on his actual retirement will be eligible to receive his pension benefit in accordance with the rates and amounts as provided in Article VI.

3. With the consent of the Corporation, a member may retire at any time within ten years prior to his normal retirement date.

ARTICLE VI

AMOUNT OF PENSION

1. All retirement benefits fully purchased and all past service benefits whether fully purchased or not, for members of the Retirement Annuity Plans up to January 1, 1961, shall be paid, as set forth in the provisions of such Retirement Annuity Plans.

2. For service with the Corporation on and after January 1, 1961, each member of this Plan shall be entitled to an annual pension, to be payable monthly, equal to a percentage of the aggregate earnings on which he has made required contributions hereunder, and the percentage shall be determined from the following table according to his age at commencement of his pension:

Age at Commencement of Pension		Percentage
65 years and over.....		2.0%
64 years but under 65.....		1.9
63 " " " 64.....		1.8
62 " " " 63.....		1.7
61 " " " 62.....		1.6
60 " " " 61.....		1.5

3. If a member's pension shall commence prior to his 60th birthday, the amount of such pension shall be the actuarial equivalent, as determined by the Committee on the advice of the Actuary, of the amount of pension accrued to date and otherwise to be payable at age 60.

4. If a member shall have made additional contributions hereunder, the annual amount of pension arising therefrom shall be determined by the Committee on the advice of the Actuary, and shall represent the amount that can be provided by such additional contributions, accumulated with interest to such member's date of retirement, based on actuarial tables and annuity rates prevailing at the time of his retirement.

5. The annual amount of pension to which a pensioner has become entitled hereunder shall be payable in equal monthly instalments beginning on the date fixed herein for commencement of such pension and continuing at monthly intervals thereafter, terminating with the last instalment due immediately prior to the pensioner's death, providing that if at his death 60 monthly payments have not been made, the pension shall continue to be payable to his beneficiary or his estate for the balance of 60 months subject to the pensioner not having elected an optional form of pension as provided under Section 6 of this Article VI.

6. Each pensioner who, more than six months prior to the commencement of his pension, has elected to receive,

- (i) a reduced monthly pension payable for his lifetime or for ten, fifteen, or twenty years, whichever is the longer period of time; or
- (ii) a reduced monthly pension payable during his lifetime and thereafter to and during the further lifetime, if any, of a person appointed by him as his joint pensioner; or
- (iii) an increased monthly pension payable during his lifetime, terminating at his death; or
- (iv) an increased monthly pension payable until his 70th birthday or his death, whichever first occurs, and, if he is living on his 70th birthday, the increased amount will be reduced by the monthly amount of Old Age Pension in force at his retirement date,

the monthly amount of such pension shall be determined by the Committee on the advice of the Actuary. A member may make an election hereunder by filing written notice thereof with the Committee during the prescribed period, and he may in a like manner revoke an election already made by him. If the joint pensioner under option (ii) hereof dies before the member's pension has commenced, it shall be deemed that the option has been revoked.

7. If the monthly amount of pension payable in accordance with this Article VI hereof to a retiring member is less than \$10.00, the Committee may, in lieu of such a pension, pay to the retiring member an actuarially equivalent lump sum amount as determined by the Committee on the advice of the Actuary.

8. On retirement, settlement shall be in the form of retirement income payments by the Government or by Mutual Life Assurance Company of Canada in respect of benefits provided by all contributions made under the provisions of the Corporation's contracts with such underwriters. All pension benefits provided by contributions paid into the trust fund after January 1, 1961 normally shall be paid from the trust fund.

ARTICLE VII

TERMINATION OF EMPLOYMENT AND VESTED RIGHTS

1. If a member's service with the Corporation is terminated prior to his retirement and for any reason other than death, the total of his own contributions together with the total contributions made on his behalf by the Corporation, with interest thereon, shall not be withdrawn, subject to the provisions of Section 2 of this Article VII, but shall remain to the credit of the terminated member. Such former member shall continue to be entitled to the pension commencing at his normal retirement in respect of all contributions, if any, made on his behalf prior to January 1, 1961 and in respect of benefits available therefrom under the Retirement Annuity Plans, together with normal pension benefits accruing to such member under the terms of this Plan in respect of service and contributions made after January 1, 1961.

2. Notwithstanding the provisions of Section 1 of this Article VII, if the service of a member is terminated prior to his 60th birthday, he may elect, by written application to the Committee, and subject to the Committee's approval:

- (i) that his contributions made after January 1, 1961 to this Plan, with interest, be paid to him in a lump sum, in which case he shall not be entitled to any deferred pension benefits arising in respect of his contributions and service and the Corporation's contributions made on his behalf after January 1, 1961;
- (ii) that the actuarial equivalent of his accrued normal pension benefit under this Plan in respect of his contributions and service after January 1, 1961 be transferred to the pension fund, if any of his new employer.

The amount of interest to be included hereunder shall be determined by the Committee on the advice of the Actuary and payment of an amount as herein provided shall constitute full settlement of the rights of the member under this Plan, except for any rights he may retain if he was a member of the Retirement Annuity Plans prior to January 1, 1961.

ARTICLE VIII

BENEFITS ON DEATH

1. In the event of the death of a member before retirement, his beneficiary or estate shall be eligible to receive an amount equal to his total contributions made to this Plan after January 1, 1961, accumulated with interest, as determined by the Committee on the advice of the Actuary.

2. If the death of a member occurs after his pension benefit has commenced, the amount and type of death benefit payable to his beneficiary or estate shall be determined by the type of retirement income that the pensioner had elected to receive in accordance with Sections 5 or 6 of Article VI.

3. In the event of the death of a terminated member who had not withdrawn his contributions at the date of his termination of employment, the beneficiary or estate of such deceased former member shall be eligible to receive an amount equal to his total contributions made to this Plan after January 1, 1961, up to his date of termination of employment, accumulated with interest to the date of his death and as determined by the Committee on the advice of the Actuary.

4. On death, settlement shall be in the form of a lump sum payment, or otherwise, from the trust fund, in respect of contributions made after January 1, 1961, and in appropriate form from the Government or from Mutual Life Assurance Company of Canada in respect of benefits provided by all contributions, if any, made under the provisions of the Corporation's contracts with such underwriters in respect of the Retirement Annuity Plans prior to January 1, 1961.

ARTICLE IX

ADMINISTRATION OF PLAN

1. The administration of this Plan shall be entrusted to the Corporation of the Town of Burlington Pension Committee.

2. The Committee shall consist of not less than seven persons as follows:

- (a) two appointed officers of the Corporation, namely,
 - (i) the Treasurer,
 - (ii) the Clerk;
- (b) two representatives of the municipal electors, namely,
 - (i) the Mayor,
 - (ii) a member of Council appointed by it;
- (c) a member of this Plan elected by members in the Fire Department;
- (d) a member of this Plan elected by members in the Police Department;
- (e) a member of this Plan elected by members in all other Civic Departments.

3. An appointed or elected member of the Committee shall hold office for a period of two years or until he is no longer a member of the body by which he was appointed or elected, whichever first occurs.

4. The procedure for conducting the election of elective members of the Committee shall be determined by the Committee.

5. The Committee shall from amongst its members appoint a Chairman, a Vice-Chairman and a Secretary.

6. The Treasurer of the Corporation of the Town of Burlington, on behalf of the Committee, shall,

- (i) keep such records as may be necessary to determine the benefits of contributors and pensioners;
- (ii) remit all contributions to the Trustee;
- (iii) take such action as may be necessary to effect payment of benefits authorized by the Committee;
- (iv) prepare an annual report to the Committee and to Council on the operations of the plan during the year.

7. The Committee shall have an actuarial valuation of the Fund made periodically by the Actuary, but not less frequently than every three years.

8. A majority of the members of the Committee shall form a quorum.

ARTICLE X

AMENDMENT, DISCONTINUANCE, MISCELLANEOUS PROVISIONS

1. This Plan may be amended from time to time with the approval of,

- (i) the Committee;
- (ii) the Council of the Corporation; and
- (iii) the Minister of Municipal Affairs for Ontario;

provided, however, that no such amendment shall affect adversely, in any way, any rights heretofore acquired by members and pensioners as of the date of such amendment.

2. The right is reserved to the Corporation to discontinue this Plan at any time, subject to the approval of,

- (i) the Committee;
- (ii) the Council of the Corporation; and
- (iii) the Minister of Municipal Affairs for Ontario;

provided, however, that the Corporation cannot recover any sums paid by it to the date thereof and all the assets of the trust fund shall be applied for the benefit of members and their beneficiaries, pensioners and their beneficiaries.

3. In the event of such discontinuance of this Plan, the Trustee shall convert the assets of the trust fund into cash, and, after payment of the expenses of winding up the fund, the proceeds shall be applied for the purchase of annuity contracts from an insurance company licensed to do business in Canada or from the Government to provide for payment of the benefits that otherwise would be payable to or with respect to pensioners and members out of the trust fund, and if the proceeds are in excess of the amount required for that purpose, the benefits of each such pensioner or member shall be increased in proportion to the surplus, and

if the proceeds are not sufficient for that purpose, such proceeds shall be applied to provide for payment of accrued benefits in the following order or priority:

- (i) Pensions to persons then receiving a pension;
- (ii) Pension and related death benefits arising out of employee contributions of members who have not commenced to receive a pension;
- (iii) Pension arising out of contributions made by the Corporation on behalf of members who have not commenced to receive a pension.

If a suitable contract cannot be arranged to provide for payment of the foregoing benefits of any person entitled to a benefit hereunder, the equity of such person in this Plan may be paid in cash.

4. Any pension payable under the terms of this Plan shall be deemed alimentary and for the personal use of the person receiving such pension and to the extent permitted by law, shall not be subject to anticipation, alienation, sale, transfer, assignment, pledge, encumbrance, or charge or to attachment or legal process for debts of such person.

5. The establishment of this Plan shall not give any employee or member the right to be retained in the service of the Corporation, nor shall it prevent the Corporation discharging the employee or member at any time, nor shall it give rise to any claim against the Corporation for damages for any cause whatsoever.

6. Every person to whom the benefits of this Plan extend shall make application in writing to the Committee for such benefit on a form provided by the Committee. The application must be filed prior to the month in which such employee becomes entitled to his first pension payment. Each applicant may be required to furnish satisfactory proof of age and such other proof of eligibility for pension payments as the Committee or the trustee may reasonably require and pension payments shall not commence until such application has been accepted by the Committee.

SCHEDULE B

ALL AND SINGULAR that certain tract of land and premises situate, lying and being in the Town of Burlington in the County of Halton and being composed of Part of Lot 17 in the 3rd Concession South of Dundas Street (formerly in the Township of Nelson now in the Town of Burlington) and which may be more particularly described as follows:

Commencing where an iron bar has been planted, in the northwestern limit of New Street, in the said Town of Burlington, distant five hundred and thirty-two feet eleven inches (532' 11") measured on a course of South thirty-eight degrees thirty-four minutes West (S. 38° 34' W.) along the said limit of New Street from a point in the division line between Lots No. Sixteen (16) and Seventeen (17) in the aforesaid Third Concession, South of Dundas Street, in the Township of Nelson;

Thence North forty-four degrees thirty-seven minutes West (N. 44° 37' W.) two hundred feet (200') to a stake planted;

Thence South forty-five degrees twenty-three minutes West (S. 45° 23' W.) one hundred and fifteen feet (115') to a stake planted;

Thence South forty-four degrees thirty-seven minutes East (S. 44° 37' E.) two hundred and thirteen and eighty-two one hundredths feet (213.82') more or less to a stake planted in the aforesaid limit of New Street;

Thence North thirty-eight degrees thirty-four minutes East (N. 38° 34' E.) along the aforesaid limit of New Street, one hundred and fifteen and eighty-two one hundredths feet (115.82') to the place of beginning.

An Act respecting
the Town of Burlington

1st Reading

January 25th, 1961

2nd Reading

3rd Reading

MR. HALL

(*Private Bill*)

BILL Pr43

2ND SESSION, 26TH LEGISLATURE, ONTARIO
9-10 ELIZABETH II, 1960-61

An Act respecting the Town of Burlington

MR. HALL

(Reprinted as amended by the Committee on Private Bills)

BILL Pr43

1960-61

An Act respecting the Town of Burlington

WHEREAS The Corporation of the Town of Burlington Preamble by its petition has prayed for special legislation in respect of the matters hereinafter set forth; and whereas it is expedient to grant the prayer of the petition;

Therefore, Her Majesty, by and with the advice and consent of the Legislative Assembly of the Province of Ontario, enacts as follows:

1. In this Act,

Interpre-
tation

(a) "Corporation" means The Corporation of the Town of Burlington;

(b) "council" means the council of the Corporation;

(c) "employee" means an employee of the Corporation.

2. The council may, out of current revenues of the Corpora- Grants
authorized tion, grant in any year such sum or sums of money, not exceeding in the aggregate \$5,000 in any one year, in aid of institutions, associations or persons, for the carrying on of activities that, in the opinion of the council, are for the general advantage of the inhabitants of the Corporation, and for which grant or grants there is no express authority provided by any other Act.

3. Notwithstanding the provisions of any general or special Payments to
employees
of amounts
recovered
in actions Act, where in any action or settlement arising out of an accident to an employee, occurring in the course of his employment, the Corporation recovers or receives from the person against whom the action lies or is brought a larger amount, exclusive of costs, than the amount of moneys paid or other benefits extended by the Corporation to or on behalf of the employee as a result of the accident, the Corporation may pay the surplus amount recovered or received,

(a) to the employee; or

(b) in the event of the death of the employee, to one or more of his dependants or to his estate,

upon such terms and conditions as the Corporation deems expedient.

Fire hydrant
rental costs
in area
of Town

4.—(1) The Corporation may provide, by by-law, that the cost of rental of fire hydrants shall be assessed and levied on the rateable property in the area in the Town of Burlington south of the Upper Middle Road from the Trafalgar Line to the Guelph Line and then on the projection of the Upper Middle Road to the old Nelson Township limit, thence southerly to the new controlled-access highway and south of that road in that portion of East Flamborough now a part of the Town.

Amendment
of limits
of area

(2) The Corporation may from time to time amend the limits of the area in subsection 1, subject to the approval of the Ontario Municipal Board.

Cancellation
of tax arrears

5. The council may by by-law cancel all arrears of taxes and interest or penalties thereon for the period commencing the 1st day of June, 1954, to and including the 31st day of December, 1960, levied by the Corporation in respect of the lands set out in the Schedule hereto, except local improvement rates, and release Burlington Curling Club Limited and the lands from all liability therefor.

Commence-
ment

6. This Act shall be deemed to have come into force on the 1st day of January, 1961.

Short title

7. This Act may be cited as *The Town of Burlington Act, 1960-61*.

SCHEDULE

ALL AND SINGULAR that certain tract of land and premises situate, lying and being in the Town of Burlington in the County of Halton and being composed of Part of Lot 17 in the 3rd Concession South of Dundas Street (formerly in the Township of Nelson now in the Town of Burlington) and which may be more particularly described as follows:

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An Act respecting
the Town of Burlington

1st Reading

January 25th, 1961

2nd Reading

3rd Reading

MR. HALL

(Reprinted as amended by the
Committee on Private Bills)

BILL Pr43

2ND SESSION, 26TH LEGISLATURE, ONTARIO
9-10 ELIZABETH II, 1960-61

An Act respecting the Town of Burlington

MR. HALL

BILL Pr43

1960-61

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tion, grant in any year such sum or sums of money, not ex-
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institutions, associations or persons, for the carrying on of
activities that, in the opinion of the council, are for the general
advantage of the inhabitants of the Corporation, and for
which grant or grants there is no express authority provided
by any other Act.

3. Notwithstanding the provisions of any general or special Payments to
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of amounts
recovered
in actions
Act, where in any action or settlement arising out of an
accident to an employee, occurring in the course of his employ-
ment, the Corporation recovers or receives from the person
against whom the action lies or is brought a larger amount,
exclusive of costs, than the amount of moneys paid or other
benefits extended by the Corporation to or on behalf of the
employee as a result of the accident, the Corporation may pay
the surplus amount recovered or received,

(a) to the employee; or

(b) in the event of the death of the employee, to one or more of his dependants or to his estate,

upon such terms and conditions as the Corporation deems expedient.

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An Act respecting
the Town of Burlington

1st Reading

January 25th, 1961

2nd Reading

February 24th, 1961

3rd Reading

February 28th, 1961

MR. HAL

BILL Pr44

2ND SESSION, 26TH LEGISLATURE, ONTARIO
9-10 ELIZABETH II, 1960-61

An Act respecting the City of Belleville

MR. SANDERCOCK

(PRIVATE BILL)

BILL Pr44

1960-61

An Act respecting the City of Belleville

WHEREAS The Corporation of the City of Belleville Preamble
by its petition has prayed for special legislation in
respect of the matters hereinafter set forth; and whereas it
is expedient to grant the prayer of the petition;

Therefore, Her Majesty, by and with the advice and consent
of the Legislative Assembly of the Province of Ontario, enacts
as follows:

1. *The City of Belleville Act, 1960* is amended by adding 1960, c. 135,
amended thereto the following section:

14a. The rights conferred on the Corporation by this Act Exclusive
rights
to maintain and operate buses for the conveyance of
passengers within the City of Belleville are exclusive
as against all other persons but do not affect any
licence granted under *The Public Vehicles Act*. R.S.O. 1960,
c. 337

2. This Act comes into force on the day it receives Royal Commence-
ment
Assent.

3. This Act may be cited as *The City of Belleville Act*, short title
1960-61.

An Act respecting
the City of Belleville

1st Reading

January 25th, 1961

2nd Reading

3rd Reading

MR. SANDERCOCK

(*Private Bill*)

BILL Pr44

2ND SESSION, 26TH LEGISLATURE, ONTARIO
9-10 ELIZABETH II, 1960-61

An Act respecting the City of Belleville

MR. SANDERCOCK

(Reprinted as amended by the Committee on Private Bills)

BILL Pr44

1960-61

An Act respecting the City of Belleville

WHEREAS The Corporation of the City of Belleville Preamble
by its petition has prayed for special legislation in
respect of the matters hereinafter set forth; and whereas it
is expedient to grant the prayer of the petition;

Therefore, Her Majesty, by and with the advice and consent
of the Legislative Assembly of the Province of Ontario, enacts
as follows:

1. *The City of Belleville Act, 1960* is amended by adding 1960, c. 135,
amended
thereto the following section:

14a. Subject to *The Public Vehicles Act*, the rights con- Exclusive
rights
ferred on the Corporation by this Act to maintain R.S.O. 1960,
c. 337
and operate buses for the conveyance of passengers
within the City of Belleville are exclusive as against
all other persons.

2. This Act comes into force on the day it receives Royal Commence-
ment
Assent.

3. This Act may be cited as *The City of Belleville Act*, Short title
1960-61.

An Act respecting
the City of Belleville

1st Reading

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MR. SANDERCOCK

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An Act respecting the City of Belleville

MR. SANDERCOCK

BILL Pr44

1960-61

An Act respecting the City of Belleville

WHEREAS The Corporation of the City of Belleville ^{Preamble} by its petition has prayed for special legislation in respect of the matters hereinafter set forth; and whereas it is expedient to grant the prayer of the petition;

Therefore, Her Majesty, by and with the advice and consent of the Legislative Assembly of the Province of Ontario, enacts as follows:

1. *The City of Belleville Act, 1960* is amended by adding ^{1960, c. 135,} thereto the following section: ^{amended}

14a. Subject to *The Public Vehicles Act*, the rights con- ^{Exclusive}ferred on the Corporation by this Act to maintain ^{rights} and operate buses for the conveyance of passengers ^{R.S.O. 1960,} within the City of Belleville are exclusive as against ^{c. 337} all other persons.

2. This Act comes into force on the day it receives Royal ^{Commence-}Assent. ^{ment}

3. This Act may be cited as *The City of Belleville Act*, ^{Short title} 1960-61.

An Act respecting
the City of Belleville

1st Reading

January 25th, 1961

2nd Reading

February 24th, 1961

3rd Reading

February 28th, 1961

MR. SANDERCOCK

BILL Pr45

2ND SESSION, 26TH LEGISLATURE, ONTARIO
9-10 ELIZABETH II, 1960-61

An Act respecting Ontario Ladies' College

MR. THOMAS

(PRIVATE BILL)

BILL Pr45

1960-61

An Act respecting Ontario Ladies' College

WHEREAS Ontario Ladies' College by its petition has Preamble represented that it was constituted a corporation with share capital by *An Act to incorporate Ontario Ladies' College*, being chapter 68 of the Statutes of Ontario, 1878, and that it is desirable that Ontario Ladies' College should be a corporation without share capital; and whereas the petitioner has prayed for special legislation for the purpose; and whereas it is expedient to grant the prayer of the petition;

Therefore, Her Majesty, by and with the advice and consent of the Legislative Assembly of the Province of Ontario, enacts as follows:

1. Ontario Ladies' College, hereinafter called the Corpora- Ontario Ladies' College continued as corporation without share capital tion, shall be deemed to have been a corporation without share capital since its incorporation and is hereby continued as a corporation without share capital, and, subject to the provisions of this Act, has and may hold, possess and enjoy all property, rights, powers and privileges that it now has, holds, possesses or enjoys.

2. The directors of the Corporation, as constituted from Members of Corporation time to time, and all persons who hereafter become associated with them as members of the Corporation in accordance with the by-laws of the Corporation are the body corporate continued under the name "Ontario Ladies' College".

3.—(1) The affairs of the Corporation shall be managed Board of directors by a board of twenty-one directors, who shall hold office as hereinafter provided and until their successors are elected or appointed, as the case may be.

(2) A general meeting, called the annual meeting, of the Annual meeting Corporation shall be held once in each year at the Town of Whitby.

(3) At the annual meeting, the members of the Corporation Election of directors shall elect fourteen members to the board of directors, who shall hold office for one year, eight of whom shall be members of The United Church of Canada.

Idem (4) Seven directors shall be ministers of The United Church of Canada appointed by the General Council of the Church and shall hold office for two years.

Eligibility for re-election (5) The directors are eligible for re-election or re-appointment.

Officers (6) The directors shall each year elect from among themselves a president and one or more vice-presidents, and shall appoint a secretary and a treasurer who shall hold office during the year or until their successors are elected.

Powers of directors 4. The directors have power,

- (a) to determine the course or courses of study to be pursued and the honours, certificates, diplomas or degrees to be conferred;
- (b) to nominate the Principal, to appoint and remove the teachers and other officers and servants and to fix their salaries;
- (c) to pass by-laws,
 - (i) respecting the membership of the Corporation,
 - (ii) for the general management of the Corporation.

Principal 5.—(1) The Principal, as the person having the moral and religious control of the College, shall be a minister of The United Church of Canada, nominated by the directors and confirmed by the General Council of the Church.

Idem (2) If the General Council fails to confirm such nomination at its first session thereafter, the directors may appoint any person who is a member of The United Church of Canada to that office, who shall hold office until the next session of the General Council.

Property 6. The Corporation has power to purchase or otherwise acquire, take or receive by gift, bequest or devise, and to hold and enjoy, any estate or property whatsoever, whether real or personal, and to sell, grant, convey, mortgage, hypothecate, pledge, charge, lease or otherwise dispose of the same or any part thereof from time to time as the occasion may require, and to acquire other estate or property, in addition thereto or in place thereof, without licence in mortmain and without limitation as to the period of holding.

7. The funds of the Corporation not immediately required ^{Investments} for its purposes and the proceeds of all property that come into the Corporation, subject to any trusts affecting the same, may be invested and re-invested in such investments as to the directors seem meet, and all property and revenue of the Corporation shall be applied for the attainment of the objects for which the Corporation is constituted and to the payment of expenses incurred for purposes legitimately connected with or depending on the objects aforesaid.

8. The board of directors and officers of the Corporation ^{Validity of board of directors, etc., as heretofore constituted} as heretofore constituted and acting shall be deemed to have been lawfully elected and appointed and all acts, contracts, by-laws, proceedings, appointments, elections and payments enacted, made, done and taken by the directors and officers of the Corporation since the establishment of the Corporation are valid.

9. *An Act to incorporate Ontario Ladies' College*, being ^{1878, c. 68 repealed} chapter 68 of the Statutes of Ontario, 1878, is repealed.

10. This Act comes into force on the day it receives Royal ^{Commence-ment} Assent.

11. This Act may be cited as *The Ontario Ladies' College* ^{Short title} *Act, 1960-61.*

An Act respecting
Ontario Ladies' College

1st Reading

January 25th, 1961

2nd Reading

3rd Reading

MR. THOMAS

(*Private Bill*)

BILL Pr45

2ND SESSION, 26TH LEGISLATURE, ONTARIO
9-10 ELIZABETH II, 1960-61

An Act respecting Ontario Ladies' College

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(Reprinted as amended by the Committee on Private Bills)

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1960-61

An Act respecting Ontario Ladies' College

WHEREAS Ontario Ladies' College by its petition has Preamble represented that it was constituted a corporation with share capital by *An Act to incorporate Ontario Ladies' College*, being chapter 68 of the Statutes of Ontario, 1878, and that it is desirable that Ontario Ladies' College should be a corporation without share capital; and whereas the petitioner has prayed for special legislation for the purpose; and whereas it is expedient to grant the prayer of the petition;

Therefore, Her Majesty, by and with the advice and consent of the Legislative Assembly of the Province of Ontario, enacts as follows:

1. Ontario Ladies' College, hereinafter called the Corpora- Ontario Ladies' College continued as corporation without share capital tion, shall be deemed to have been a corporation without share capital since its incorporation and is hereby continued as a corporation without share capital, and, subject to the provisions of this Act, has and may hold, possess and enjoy all property, rights, powers and privileges that it now has, holds, possesses or enjoys.

2. The directors of the Corporation, as constituted from Members of Corporation time to time, and all persons who hereafter become associated with them as members of the Corporation in accordance with the by-laws of the Corporation are the body corporate continued under the name "Ontario Ladies' College".

3.—(1) The affairs of the Corporation shall be managed Board of directors by a board of twenty-one directors, who shall hold office as hereinafter provided and until their successors are elected or appointed, as the case may be.

(2) A general meeting, called the annual meeting, of the Annual meeting Corporation shall be held once in each year at the Town of Whitby.

(3) At the annual meeting, the members of the Corporation Election of directors shall elect fourteen members to the board of directors, who shall hold office for one year, eight of whom shall be members of The United Church of Canada.

Idem	(4) Seven directors shall be ministers of The United Church of Canada appointed by the General Council of the Church and shall hold office for two years.
Eligibility for re-election	(5) The directors are eligible for re-election or re-appointment.
Officers	(6) The directors shall each year elect from among themselves a president and one or more vice-presidents, and shall appoint a secretary and a treasurer who shall hold office during the year or until their successors are elected.
Powers of directors	<p>4. The directors have power,</p> <p>(a) to determine the course or courses of study to be pursued and the honours, certificates, diplomas or degrees to be conferred;</p> <p>(b) to nominate and, with the concurrence of the <u>General Council of the Church</u>, to remove the Principal, to appoint and remove the teachers and other officers and servants and to fix their salaries;</p> <p>(c) to pass by-laws,</p> <p>(i) respecting the membership of the Corporation,</p> <p>(ii) for the general management of the Corporation.</p>
Principal	5.—(1) The Principal, as the person having the moral and religious control of the College, shall be a <u>member</u> of The United Church of Canada, nominated by the directors and confirmed by the General Council of the Church.
Idem	(2) If the General Council fails to confirm such nomination at its first session thereafter, the directors may appoint any person who is a member of The United Church of Canada to that office, who shall hold office until the next session of the General Council.
Property	6. The Corporation has power to purchase or otherwise acquire, take or receive by gift, bequest or devise, and to hold and enjoy, any estate or property whatsoever, whether real or personal, and to sell, grant, convey, mortgage, hypothecate, pledge, charge, lease or otherwise dispose of the same or any part thereof from time to time as the occasion may require, and to acquire other estate or property, in addition thereto or in place thereof, without licence in mortmain and without limitation as to the period of holding.

7. The funds of the Corporation not immediately required ^{Investments} for its purposes and the proceeds of all property that come into the Corporation, subject to any trusts affecting the same, may be invested and re-invested in such investments as to the directors seem meet, and all property and revenue of the Corporation shall be applied for the attainment of the objects for which the Corporation is constituted and to the payment of expenses incurred for purposes legitimately connected with or depending on the objects aforesaid.

8. The board of directors and officers of the Corporation as heretofore constituted and acting shall be deemed to have ^{Validity of board of directors, etc., as heretofore constituted} been lawfully elected and appointed and all acts, contracts, by-laws, proceedings, appointments, elections and payments enacted, made, done and taken by the directors and officers of the Corporation since the establishment of the Corporation are valid.

9. *An Act to incorporate Ontario Ladies' College*, being ^{1878, c. 68, repealed} chapter 68 of the Statutes of Ontario, 1878, is repealed.

10. This Act comes into force on the day it receives Royal ^{Commence-} Assent. ^{ment}

11. This Act may be cited as *The Ontario Ladies' College* ^{Short title} *Act, 1960-61.*

An Act respecting
Ontario Ladies' College

1st Reading

January 25th, 1961

2nd Reading

3rd Reading

'

MR. THOMAS

(Reprinted as amended by the
Committee on Private Bills)

BILL Pr45

2ND SESSION, 26TH LEGISLATURE, ONTARIO
9-10 ELIZABETH II, 1960-61

An Act respecting Ontario Ladies' College

MR. THOMAS

BILL Pr45

1960-61

An Act respecting Ontario Ladies' College

WHEREAS Ontario Ladies' College by its petition has Preamble represented that it was constituted a corporation with share capital by *An Act to incorporate Ontario Ladies' College*, being chapter 68 of the Statutes of Ontario, 1878, and that it is desirable that Ontario Ladies' College should be a corporation without share capital; and whereas the petitioner has prayed for special legislation for the purpose; and whereas it is expedient to grant the prayer of the petition;

Therefore, Her Majesty, by and with the advice and consent of the Legislative Assembly of the Province of Ontario, enacts as follows:

1. Ontario Ladies' College, hereinafter called the Corporation, shall be deemed to have been a corporation without share capital since its incorporation and is hereby continued as a corporation without share capital, and, subject to the provisions of this Act, has and may hold, possess and enjoy all property, rights, powers and privileges that it now has, holds, possesses or enjoys. Ontario Ladies' College continued as corporation without share capital

2. The directors of the Corporation, as constituted from time to time, and all persons who hereafter become associated with them as members of the Corporation in accordance with the by-laws of the Corporation are the body corporate continued under the name "Ontario Ladies' College". Members of Corporation

3.—(1) The affairs of the Corporation shall be managed by a board of twenty-one directors, who shall hold office as hereinafter provided and until their successors are elected or appointed, as the case may be. Board of directors

(2) A general meeting, called the annual meeting, of the Corporation shall be held once in each year at the Town of Whitby. Annual meeting

(3) At the annual meeting, the members of the Corporation shall elect fourteen members to the board of directors, who shall hold office for one year, eight of whom shall be members of The United Church of Canada. Election of directors

Idem	(4) Seven directors shall be ministers of The United Church of Canada appointed by the General Council of the Church and shall hold office for two years.
Eligibility for re-election	(5) The directors are eligible for re-election or re-appointment.
Officers	(6) The directors shall each year elect from among themselves a president and one or more vice-presidents, and shall appoint a secretary and a treasurer who shall hold office during the year or until their successors are elected.
Powers of directors	<p>4. The directors have power,</p> <p>(a) to determine the course or courses of study to be pursued and the honours, certificates, diplomas or degrees to be conferred;</p> <p>(b) to nominate and, with the concurrence of the General Council of the Church, to remove the Principal, to appoint and remove the teachers and other officers and servants and to fix their salaries;</p> <p>(c) to pass by-laws,</p> <p>(i) respecting the membership of the Corporation,</p> <p>(ii) for the general management of the Corporation.</p>
Principal	5.—(1) The Principal, as the person having the moral and religious control of the College, shall be a member of The United Church of Canada, nominated by the directors and confirmed by the General Council of the Church.
Idem	(2) If the General Council fails to confirm such nomination at its first session thereafter, the directors may appoint any person who is a member of The United Church of Canada to that office, who shall hold office until the next session of the General Council.
Property	6. The Corporation has power to purchase or otherwise acquire, take or receive by gift, bequest or devise, and to hold and enjoy, any estate or property whatsoever, whether real or personal, and to sell, grant, convey, mortgage, hypothecate, pledge, charge, lease or otherwise dispose of the same or any part thereof from time to time as the occasion may require, and to acquire other estate or property, in addition thereto or in place thereof, without licence in mortmain and without limitation as to the period of holding.

7. The funds of the Corporation not immediately required ^{Investments} for its purposes and the proceeds of all property that come into the Corporation, subject to any trusts affecting the same, may be invested and re-invested in such investments as to the directors seem meet, and all property and revenue of the Corporation shall be applied for the attainment of the objects for which the Corporation is constituted and to the payment of expenses incurred for purposes legitimately connected with or depending on the objects aforesaid.

8. The board of directors and officers of the Corporation as heretofore constituted and acting shall be deemed to have ^{Validity of board of directors, etc., as heretofore constituted} been lawfully elected and appointed and all acts, contracts, by-laws, proceedings, appointments, elections and payments enacted, made, done and taken by the directors and officers of the Corporation since the establishment of the Corporation are valid.

9. *An Act to incorporate Ontario Ladies' College*, being ^{1878, c. 68, repealed} chapter 68 of the Statutes of Ontario, 1878, is repealed.

10. This Act comes into force on the day it receives Royal ^{Commence-ment} Assent.

11. This Act may be cited as *The Ontario Ladies' College* ^{Short title} *Act, 1960-61.*

An Act respecting
Ontario Ladies' College

1st Reading

January 25th, 1961

2nd Reading

February 24th, 1961

3rd Reading

February 28th, 1961

MR. THOMAS

BILL Pr46

2ND SESSION, 26TH LEGISLATURE, ONTARIO
9-10 ELIZABETH II, 1960-61

**An Act respecting
the Tilbury District High School**

MR. PARRY

(PRIVATE BILL)

BILL Pr46

1960-61

An Act respecting the Tilbury District High School

WHEREAS The Tilbury District High School Board by Preamble
its petition has represented that the construction of an
addition to the Tilbury District High School at Tilbury has
been commenced and the municipalities of the Town of
Tilbury and the Townships of Romney, Tilbury East, Tilbury
West and Tilbury North have consented to provide their
proportion of the cost of such addition and equipment therefor
and has prayed for special legislation to authorize such muni-
cipalities to issue debentures, without the approval of the
Ontario Municipal Board, for such purposes; and whereas it
is expedient to grant the prayer of the petition;

Therefore, Her Majesty, by and with the advice and consent
of the Legislative Assembly of the Province of Ontario, enacts
as follows:

1. The Corporation of the Town of Tilbury shall pass a Town of
Tilbury
authorized
to pass
debenture
by-law
by-law, without obtaining the approval of the Ontario Muni-
cipal Board, to borrow the sum of \$31,910 upon debentures
made payable in not more than ten years for the expenditures
by The Tilbury District High School Board for building and
equipping an addition to the Tilbury District High School
at Tilbury, and the by-law when duly passed shall be legal,
valid and binding upon the Corporation and the ratepayers
thereof.

2. The Corporation of the Township of Romney shall pass Township
of Romney
authorized
to pass
debenture
by-law
a by-law, without obtaining the approval of the Ontario
Municipal Board, to borrow the sum of \$7,420 upon debentures
made payable in not more than ten years for expenditures
by The Tilbury District High School Board for building and
equipping an addition to the Tilbury District High School at
Tilbury, and the by-law when duly passed shall be legal,
valid and binding upon the Corporation and the ratepayers
thereof.

Township of
Tilbury East
authorized
to pass
debenture
by-law

3. The Corporation of the Township of Tilbury East shall pass a by-law, without obtaining the approval of the Ontario Municipal Board, to borrow the sum of \$24,700 upon debentures made payable in not more than ten years for expenditures by The Tilbury District High School Board for building and equipping an addition to the Tilbury District High School at Tilbury, and the by-law when duly passed shall be legal, valid and binding upon the Corporation and the ratepayers thereof.

Township of
Tilbury West
authorized
to pass
debenture
by-law

4. The Corporation of the Township of Tilbury West shall pass a by-law, without obtaining the approval of the Ontario Municipal Board, to borrow the sum of \$21,010 upon debentures made payable in not more than ten years for expenditures by The Tilbury District High School Board for building and equipping an addition to the Tilbury District High School at Tilbury, and the by-law when duly passed shall be legal, valid and binding upon the Corporation and the ratepayers thereof.

Township of
Tilbury
North
authorized
to pass
debenture
by-law

5. The Corporation of the Township of Tilbury North shall pass a by-law, without obtaining the approval of the Ontario Municipal Board, to borrow the sum of \$14,960 upon debentures made payable in not more than ten years for expenditures by The Tilbury District High School Board for building and equipping an addition to the Tilbury District High School at Tilbury, and the by-law when duly passed shall be legal, valid and binding upon the Corporation and the ratepayers thereof.

Commence-
ment

6. This Act comes into force on the day it receives Royal Assent.

Short title

7. This Act may be cited as *The Tilbury District High School Act, 1960-61*.

An Act respecting
the Tilbury District High School

1st Reading

February 6th, 1961

2nd Reading

3rd Reading

MR. PARRY

(*Private Bill*)

BILL Pr46

2ND SESSION, 26TH LEGISLATURE, ONTARIO
9-10 ELIZABETH II, 1960-61

An Act respecting the Tilbury District High School

MR. PARRY

(Reprinted as amended by the Committee on Private Bills)

BILL Pr46

1960-61

**An Act respecting
the Tilbury District High School**

WHEREAS The Tilbury District High School Board by Preamble
its petition has represented that the construction of an
addition to the Tilbury District High School at Tilbury has
been commenced and the municipalities of the Town of
Tilbury and the Townships of Romney, Tilbury East, Tilbury
West and Tilbury North have consented to provide their
proportion of the cost of such addition and equipment therefor
and has prayed for special legislation to authorize such muni-
cipalities to issue debentures, without the approval of the
Ontario Municipal Board, for such purposes; and whereas it
is expedient to grant the prayer of the petition;

Therefore, Her Majesty, by and with the advice and consent
of the Legislative Assembly of the Province of Ontario, enacts
as follows:

1. The Corporation of the Town of Tilbury shall pass a Town of
Tilbury
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by-law, without obtaining the approval of the Ontario Muni-
cipal Board, to borrow the sum of \$31,910 upon debentures
made payable in not more than ten years for the expenditures
by The Tilbury District High School Board for building and
equipping an addition to the Tilbury District High School
at Tilbury, and the by-law when duly passed shall be legal,
valid and binding upon the Corporation and the ratepayers
thereof.

2. The Corporation of the Township of Romney shall pass Township
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debenture
by-law
a by-law, without obtaining the approval of the Ontario
Municipal Board, to borrow the sum of \$7,420 upon deben-
tures made payable in not more than ten years for expenditures
by The Tilbury District High School Board for building and
equipping an addition to the Tilbury District High School at
Tilbury, and the by-law when duly passed shall be legal,
valid and binding upon the Corporation and the ratepayers
thereof.

Township of
Tilbury East
authorized
to pass
debenture
by-law

3. The Corporation of the Township of Tilbury East shall pass a by-law, without obtaining the approval of the Ontario Municipal Board, to borrow the sum of \$24,700 upon debentures made payable in not more than ten years for expenditures by The Tilbury District High School Board for building and equipping an addition to the Tilbury District High School at Tilbury, and the by-law when duly passed shall be legal, valid and binding upon the Corporation and the ratepayers thereof.

Township of
Tilbury West
authorized
to pass
debenture
by-law

4. The Corporation of the Township of Tilbury West shall pass a by-law, without obtaining the approval of the Ontario Municipal Board, to borrow the sum of \$21,010 upon debentures made payable in not more than ten years for expenditures by The Tilbury District High School Board for building and equipping an addition to the Tilbury District High School at Tilbury, and the by-law when duly passed shall be legal, valid and binding upon the Corporation and the ratepayers thereof.

Township of
Tilbury
North
authorized
to pass
debenture
by-law

5. The Corporation of the Township of Tilbury North shall pass a by-law, without obtaining the approval of the Ontario Municipal Board, to borrow the sum of \$14,960 upon debentures made payable in not more than ten years for expenditures by The Tilbury District High School Board for building and equipping an addition to the Tilbury District High School at Tilbury, and the by-law when duly passed shall be legal, valid and binding upon the Corporation and the ratepayers thereof.

R.S.O. 1960,
c. 274,
not to
apply

6. Sections 58, 59 and 64 of *The Ontario Municipal Board Act* do not apply.

Commence-
ment

7. This Act comes into force on the day it receives Royal Assent.

Short title

8. This Act may be cited as *The Tilbury District High School Act, 1960-61*.

An Act respecting
the Tilbury District High School

1st Reading

February 6th, 1961

2nd Reading

3rd Reading

MR. PARRY

(Reprinted as amended by the
Committee on Private Bills)

BILL Pr46

2ND SESSION, 26TH LEGISLATURE, ONTARIO
9-10 ELIZABETH II, 1960-61

An Act respecting the Tilbury District High School

MR. PARRY

BILL Pr46

1960-61

An Act respecting the Tilbury District High School

WHEREAS The Tilbury District High School Board by ^{Preamble} its petition has represented that the construction of an addition to the Tilbury District High School at Tilbury has been commenced and the municipalities of the Town of Tilbury and the Townships of Romney, Tilbury East, Tilbury West and Tilbury North have consented to provide their proportion of the cost of such addition and equipment therefor and has prayed for special legislation to authorize such municipalities to issue debentures, without the approval of the Ontario Municipal Board, for such purposes; and whereas it is expedient to grant the prayer of the petition;

Therefore, Her Majesty, by and with the advice and consent of the Legislative Assembly of the Province of Ontario, enacts as follows:

1. The Corporation of the Town of Tilbury shall pass a ^{Town of Tilbury authorized to pass debenture by-law} by-law, without obtaining the approval of the Ontario Municipal Board, to borrow the sum of \$31,910 upon debentures made payable in not more than ten years for the expenditures by The Tilbury District High School Board for building and equipping an addition to the Tilbury District High School at Tilbury, and the by-law when duly passed shall be legal, valid and binding upon the Corporation and the ratepayers thereof.

2. The Corporation of the Township of Romney shall pass ^{Township of Romney authorized to pass debenture by-law} a by-law, without obtaining the approval of the Ontario Municipal Board, to borrow the sum of \$7,420 upon debentures made payable in not more than ten years for expenditures by The Tilbury District High School Board for building and equipping an addition to the Tilbury District High School at Tilbury, and the by-law when duly passed shall be legal, valid and binding upon the Corporation and the ratepayers thereof.

Township of
Tilbury East
authorized
to pass
debenture
by-law

3. The Corporation of the Township of Tilbury East shall pass a by-law, without obtaining the approval of the Ontario Municipal Board, to borrow the sum of \$24,700 upon debentures made payable in not more than ten years for expenditures by The Tilbury District High School Board for building and equipping an addition to the Tilbury District High School at Tilbury, and the by-law when duly passed shall be legal, valid and binding upon the Corporation and the ratepayers thereof.

Township of
Tilbury West
authorized
to pass
debenture
by-law

4. The Corporation of the Township of Tilbury West shall pass a by-law, without obtaining the approval of the Ontario Municipal Board, to borrow the sum of \$21,010 upon debentures made payable in not more than ten years for expenditures by The Tilbury District High School Board for building and equipping an addition to the Tilbury District High School at Tilbury, and the by-law when duly passed shall be legal, valid and binding upon the Corporation and the ratepayers thereof.

Township of
Tilbury
North
authorized
to pass
debenture
by-law

5. The Corporation of the Township of Tilbury North shall pass a by-law, without obtaining the approval of the Ontario Municipal Board, to borrow the sum of \$14,960 upon debentures made payable in not more than ten years for expenditures by The Tilbury District High School Board for building and equipping an addition to the Tilbury District High School at Tilbury, and the by-law when duly passed shall be legal, valid and binding upon the Corporation and the ratepayers thereof.

R.S.O. 1960,
c. 274,
not to
apply

6. Sections 58, 59 and 64 of *The Ontario Municipal Board Act* do not apply.

Commence-
ment

7. This Act comes into force on the day it receives Royal Assent.

Short title

8. This Act may be cited as *The Tilbury District High School Act, 1960-61*.

An Act respecting
the Tilbury District High School

1st Reading

February 6th, 1961

2nd Reading

February 24th, 1961

3rd Reading

February 28th, 1961

MR. PARRY
